

#### Washington, Wednesday, January 31, 1945

#### Regulations

#### TITLE 7—AGRICULTURE Chapter XI-War Food Administration (Distribution Orders)

[WFO 22-8]

PART 1425—CAUNED AND PROCESSED FOODS CANNED FRUITS, AND CANNED FRUIT JUICES, REQUIRED TO BE SET ASIDE DURING 1945

Pursuant to the authority vested in me by War Food Order No. 22, as amended (8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9584, 10 F.R. 103), it is hereby ordered as follows:

§ 1425.12 Quota restrictions and allo-cations—(a) Definitions. (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 22, as amended.

(2) "Quota period" means, with respect to all commodities required to be set aside pursuant to this order, the pemod from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means, with respect to all commodities required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1944, both inclusive.

(4) "Base pack" means, when applied to each canned food listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner during the base period: Provided, That, if the respective canner canned any particular food listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any commodity covered under this order, the set-aside percentage pre-scribed for such commodity shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) hereof.

(b) Applicability of this order terms and conditions of this order chall be applicable to (i) all cannod fruit; and all canned fruit juices, listed in said Column A of Table I which are packed during the quota period in any of the 40 States of the United States or the District of Columbia, and (ii) all canned pineapple and canned pineapple juice which are packed during the quota period in the

Territory of Hawaii. (c) Set-aside restrictions. Then canner who packs, during the quota period, any canned fruit, or any canned fruit juice, designated in said Column at of Table I, chall, to the critent that the quantity to packed may be adequate, aside and increaster hold for sale and delivery to Government agency from his pack of each such product for the austuperiod a quantity equivalent to the auanfor the particular product has been pack of that product has been pack of that product has been pack of that product: Provided, however That, in the event the pack of any canner of any such product for the quota period is twice as great, or more than twice as great, as his base pack of such product, then such percentage shall be applied a mint his pack of that wroduct for the quota period. If the type, ctyle, variety, or grade of the particular prod-uct is specified in the aforcial Table I. the portion set eside hall, so far a evailable, be in the type, risle, variety, and erade so specified; but other types, styles, varieties, or grades in the p sion of a varticular canner or may .. specified by the procurate Government agency shall be substituted to the curvet that there .prefiled in cald Table I have not been packed by such canner. In the event a cannor is proporting to pack during the quota period, any canned fruit, or any canned fruit juice, listed in said Column A of Table I, unlea he did not pack during the base paried, he shall so inform the Director by letter, and he shall state therem the quantity of such product which he anticipated that he will pack; and such cannor shall set aside for sale and delivery to Gov-ernment agency a portion of 113 pack of each such product for the quota period cquivalent to the quantity obtained by applying the percentage for the particu-

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Iar product, listed in Column D of said Table I. against his total production of such product during the quota period.

(d) When entire pack not set aside for Government agency. (1) In the event a canner packs any canned fruit, or any canned fruit juice, listed in said Column A of Table I, for nongovernmental requirements as well as for Government agency, the portion of each such product required to be set aside by him for Government agency shall be set aside as follows: (i) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in Column F of said Table I, to the extent that such first preference grade is packed by the respective canner, but, if the quantity of the said first preference grade which is packed by such canner is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agency; (ii) to the extent that the quantity set aside for Government agency from the first preference grade in accordance with the provisions of (i) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in Column G of said Table I, such quantity as is necessary to complete his set-aside quota, but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agency and (iii) to the extent that the quantities set aside for Government agency from the first and second preference grades in accordance with the provisions of (i) and (ii) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade, if any, of the canned product, as specified in Column H of

said Table I, sufficient of such quantity to complete his set-aside quota as may be available: Provided, That, if there is an insufficient quantity of all three preference grades to complete his set-aside quota, he shall set aside from such other grades in his possession as may be designated by Government agency sufficient of such quantity to complete his setaside quota as may be available.
(2) In the event a canner packs a

canned product covered hereunder partly in tinplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (d) (1) hereof shall be that which is packed in tinplate to the extent that the respective grades are so packed in tinplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner in tinplate to meet the set-aside requirements for such grade.

(3) Within the limits of, and subject to the restrictions set forth in (d) (1) and (2) hereof, and to the extent such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent

that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the cat-acide quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: Provided, That the portion of the set-aside quantity of the canned product represented by the contingency receive percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and cet aside in any can size which he may have available.

(4) Each canner who, pursuant to the provisions of this order, is required to set aside any commodity listed in caid Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity which is in his possession on the effective date of this order plus the quantity of cuch commodity which he packs during the quota period after this order becomes effective, even though such amount 13 less than the quantity of the respective commodity required to be set aside by the provisions of this order.

(e) Reports. The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS 140 (formerly FDO 635). The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(f) Purchase, inspection, and specifications. The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotan for its

own account or the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, reopectively, are authorized to inspect and grade such canned foods pursuant to § 1423.1 (d) of War Food Order No. 22, as amended. The Army is further euthorized to issue specifications at any time with regard to the processing, packing, containers, container treatment, can marking, labeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (5) of War Food Order No. 22, as amended.

(g) Provisions of War Food Orders Nos. 22-4, as amended, and 22-6. as amended, not affected. The provisions of this order shall not be considered as receiveding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R. 6573, 11590, 10 F.R. 103) or the provisions of War Food Order No. 22-6, as amended (9 F.R. 1824, 6497, 10 F.R.

(h) Effective date. This order shall be effective as of 12:01 a. m., e. w. t., January 30, 1945.

Now: All reporting requirements of this order have been approved by, and subsequent recording and record-keeping requirements will be subject to the approval of Bureau of the Eudget in accordance with the Feastel Reports Act of 1042.

(E.O. 0239, 7 F.R. 10179; E.O. 9322, 8 F.R. 3097; L.O. 9334, 8 F.R. 5123; E.O. 6392, 8 F.R. 14763; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 6584, 10 F.R. 103)

Icoued this 27th day of January 1945. C. W. KITCHEH. Acting Director of Marketing Services.

Table I—Canned Fering and Canned Foriz Ji ....

В	0	D	E	F	6.	п	I
Percent	inge of b	ee pack			Grafagagaga		
Specif- le re- serve	Con- tin- gency reserve	Total (Cels. B and C)	Type, style vancty (significe dies not denote pre'in nex)	Firt	Radin	Teka	Cimran
67 35 46	*8 *2 *3	75 37 49	Heavy parli	Fat.	to lod, or r	P. C. Carrier of Contage	17 1,-27 1,-27
2000 NGC 200	*10 *5 *10 *3 *5 *10 *10	109 109 25 75 78	Water pack  Kndota  Yellow elimpsione halved or theel  Yellow freestene halved or theel	Water factors wa	(B) n - sensor s	- SECTION SECT	10. 10. 10. 10. 10. 10. 10. 10. 10. 10.
70 62	*10 *10	72	Bartlett, halved Sliced, crushed, chunkr, tidbits (ex- cept cocktail tidbit: ).		7, 9 11	La International	1: 2 1: 2 1:1-2
	Percent Specific re- Serve  67 35 46 90 95 22 70 63 83	Percentage of br  Specific tin- lo re- serve Reserve  67 *8 35 *2 46 *3  60 *10  65 *10  70 *5 63 *10  70 *10 62 *10	Percentage of base pack  Specification (Cols. paney serve reserve rese	Percentage of base pack	Percentage of base pack	Percentage of base pack	Percentage of base pack

[F. R. Doc. 45-1700; Faltd, Jan. 29, 1915; 3:21 p. m.]

<sup>\*</sup>Indicates that Government intends to purchase all of contingency marroe in addition to the qualificate area.

1 Blackbernes, boysenbernes, leganhernes, youngheries only. Terrentage applicate combined you of the flav vert...

2 Syrup pack not desired.

2 Syrup pack not desired.

3 Not below 15 points for absence of defects. Not below 15 points for character, with a total minimum result flow 80 pulmb as defined in terms of U.S. grades.

[WFO 22-9]

PART 1425-CANNED AND PROCESSED FOODS CANNED VEGETABLES, AND CANNED VEGETABLE JUICES, REQUIRED TO BE SET ASIDE DURING

Pursuant to the authority vested in me by War Food Order No. 22, as amended (8 F.R. 2243, 6397, 9, F.R. 4321, 4319, 9584, 10 F.R. 103) it is hereby ordered as follows:

§ 1425.11 Quota restrictions and allocations—(a) Definitions. (1) Each (1) Each term defined in War Food Order No. 22, as amended, shall, when used herein, have the same meaning as set forth for such term in said War Food Order No.

22, as amended.
(2) "Quota period" means, with respect to sauerkraut, the period from September 1, 1945, to August 31, 1946, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1945, to December 31, 1945, both inclusive.

(3) "Base period" means, with respect to sauerkraut, the period from September 1, 1941, to August 31, 1942, both inclusive; and, with respect to all other commodities required to be set aside pursuant to this order, the period from January 1, 1943, to December 31, 1944, both inclusive.

(4) "Base pack" means: (i) when applied to sauerkraut, the total amount, by net weight, of all types, styles, varieties, and grades canned by the respective canner during the base period; and (ii) when applied to each canned food, other than sauerkraut, listed in Column A of Table I, which table is attached hereto and is by this reference made a part of this order, one-half the total amount, by net weight, of all types, styles, varieties, and grades of such food canned by the respective canner during the base period: Provided, That, if the respective canner canned any particular food, other than sauerkraut, listed in said Column A of Table I during only one of the two calendar years of the base period, his base pack for that food shall be his total pack, by net weight, of such food during the said calendar year of the base period in which he canned the said food. In the event a canner has no base pack for any commodity covered under this order, the set-aside percentage prescribed for such commodity shall be applied against his production thereof for the quota period, in the manner prescribed in paragraph (c) hereof.

(b) Applicability of this order. The terms and conditions of this order shall be applicable to all canned vegetables, and all canned vegetable juices, listed in said Column A of Table I which are packed during the quota period in any of the 48 States of the United States or the District of Columbia.

(c) Set-aside restrictions. Each canner who packs, during the quota period, any canned vegetable, or any canned vegetable juice, designated in said Column A of Table I, shall, to the extent that the quantity so packed may be adequate. set aside and thereafter hold for sale and delivery to Government agency from his

pack of each such product for the quota period a quantity equivalent to the quantity obtained by applying the percentage for the particular product listed in Column D of said Table I against his base pack of that product: Provided, however That, in the event the pack of any canner of any such product for the quota period is twice as great, or more than twice as great, as his base pack of such product, then such percentage shall be applied against his pack of that product for the quota period. If the type, style, variety, or grade of the particular product is specified in the aforesaid Table I, the portion set aside shall, so far as available, be in the type, style, variety, and grade so specified; but other types, styles, varieties, or grades in the possession of a particular canner as may be specified by the procuring Government agency shall be substituted to the extent that those specified in said Table I have not been packed by such canner. In the event a canner is preparing to pack, during the quota period, any canned vegetable, or any canned vegetable juice, listed in said Column A of Table I, which he did not pack during the base period, he shall so inform the Director by letter, and he shall state therein the quantity of such product which he anticipates that he will pack; and such canner shall set aside for sale and delivery to Government agency a portion of his pack of each such product for the quota period equivalent to the quantity obtained by applying the percentage for the particular product, listed in Column D of said Table I, against his total production of such product during the quota period.

(d) When entire pack not set aside for Government agency. (1) In the event a canner packs any canned vegetable, or any canned vegetable juice, listed in said Column A of Table I, for nongovernmental requirements as well as for Government agency, the portion of each such product required to be set aside by him for Government agency shall be set aside as follows: (i) At least two-thirds of the set-aside portion shall be taken from the first preference grade of the canned product, as specified in Column F of said Table I, to the extent that such first preference grade is packed by the respective canner, but, if the quantity of the said first preference grade which is packed by such canner is not sufficient to meet that requirement, the total quantity of such first preference grade shall be set aside for Government agency (ii) to the extent that the quantity set aside for Government agency from the first preference grade in accordance with the provisions of (i) above may fail to complete his set-aside quota, he shall set aside from his production of the second preference grade of the canned product, as specified in Column G of said Table I, such quantity as is necessary to complete his set-aside quota, but, if the quantity of said second preference grade packed by such person is not sufficient to complete such set-aside quota, the total quantity of such second preference grade shall be set aside for Government agency and (iii) to the extent that the quantities set aside for Government agency from the first and second preference grades in accordance with the provisions of (i) and (ii) above may fail to complete his set-aside quota, he shall set aside from his production of his third preference grade, if any, of the canned product, as specified in Column H of said Table I, sufficient of such quantity to complete his set-aside quota as may be available: Provided, That, if there is an insufficient quantity of all three preference grades to complete his set-aside quota, he shall set aside from such other grades in his possession as may be designated by Government agency sufficient of such quantity to complete his setaside quota as may be available.

(2) In the event a canner packs a canned product covered hereunder partly in tinplate containers and partly in glass containers, the portion to be set aside for Government agency from the several preference grades of such product in accordance with the provisions of (d) (1) hereof shall be that which is packed in tinplate to the extent that the respective grades are so packed in tinplate by such canner; and the particular product packed by such canner in glass containers shall be set aside from any such first preference grade only in the event and to the extent necessary to meet any such deficiency when there is not enough of the respective product of that preference grade packed by such canner in tinplate to meet the set-aside

requirements for such grade.

(3) Within the limits of, and subject to the restrictions set forth in (d) (1) and (2) hereof, and to the extent such quantity is available from the particular canner's pack, a minimum of one-third and a maximum of two-thirds (except with the consent of the particular procuring Government agency) of the quota of any canned product for Government agency shall be set aside in the largest can size specified for that product in Column I of said Table I to the extent that the product is packed by the respective canner in such largest can size in the respective preference grades, and the remainder, if any, of the set-aside quota for such canned product shall be in the other can sizes, if any, specified in Column I of said Table I: Provided, That the portion of the set-aside quantity of the canned product represented by the contingency reserve percentage for such product shown in Column C of said Table I may, at the option of the particular canner, be packed and set aside in any can size which he may have available.

(4) Each canner who, pursuant to the provisions of this order, is required to set aside any commodity listed in said Column A of Table I shall be deemed to have met the set-aside requirements of this order if he sets aside the entire quantity of the respective commodity which is in his possession on the effective date of this order plus the quantity of such commodity which he packs during the quota period after this order becomes effective, even though such amount is less than the quantity of the respective commodity required to be set aside by the provisions of this order.

(e) Reports. The reports required by § 1425.1 (c) of War Food Order No. 22, as amended, shall be submitted on form OMS-140 (formerly FDA-685) The reports shall be submitted to the Director within 15 calendar days after the completion of the pack.

(f) Purchase, inspection, and specifi-cations. The Army of the United States is hereby allocated the quotas prescribed herein for Government agency, and the Army may purchase said quotas for its own account or the account of other Government agencies whenever it has agreed with such agencies to do so. The Army and the Office of Marketing Services, respectively, are authorized to inspect and grade such canned foods pursuant to § 1425.1 (d) of War Food Order

No. 22, as amended. The Army is further authorized to issue specifications at any time with regard to the processing, packing, containers, container treat-ment, can marking, lebeling, boxing, and strapping of such canned foods pursuant to § 1425.1 (b) (6) of War Food Order No. 22, as amended.

(g) Provisions of War Food Orders Nos. 22-4, as amended, and 22-6, as amended, not affected. The provisions of this order shall not be considered as rescinding or modifying the provisions of War Food Order No. 22-4, as amended (8 F.R. 6573, 11590, 10 F.R. 103) or the provisions of War Food Order No. 22-6, as amended (9 F.R. 1824, 6497, 10 F.R. 103)

(h) Effective date. This order shall be effective as of 12:01 a.m., e. v. t., January 30, 1945.

None: All reporting requirements of this order have been approved by, and subsequent reporting and record-beeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9289, 7 F.R. 10179; E.O. 9322, 8 F.R. 3007; E.O. 9034, 8 F.R. 5423; E.O. 9392, 0 F.R. 14703; WFO No. 22, as amended, 8 F.R. 2243, 6397, 9 F.R. 4321, 4319, 9504, 10 F.R. 103)

Icaued this 27th day of January 1945.

C. W. KITCHINI. Acting Director of Marketing Sermess.

TABLE 1-CANNED VEGETABLES AND CANALED VESETABLE JUNIOR

A	В	σ	D	E	F	a	н	I
	Percent	tage of ba	es pock			Grade profession		
Product	Specif- io re- sarve	Con- tin- gency reserve	Total (Cols. B and C)	Type, style variety (coqueres decre not denote preference)	Fir*	%ccrn <b>l</b>	Third	C= (2)
Lsparacus Jeans, lima Jeans, snap Jeans, snap Jeans, snap Jeans Je	45 483 97 33 35 31 45 57 53 47	*4 *3 *7 *3 *10 *6 *5 *7 *8 *6 *6	55 40 50 50 50 50 40 50 64 65 63	All green or culturally bleached. Fresh. Green, cut; was, cut. Cut, quartered, dieed, sliced. Dieed. White, yellow, cream etyle, whole kernel. Alaska 3, 4 sleve; sweet 3 sleve and larger, ungraded.  Heavy (minimum specific gravity—	Estra tendend Estra stenderd Fency Fency Estra stenderd Fency Fenc	Top ston find . Top ston find .  Extra ston ford .  Top stondard .  Top ston find .		276.

[F. R. Doc. 45-1759; Filed, Jan. 29, 1345; 3:21 p. m.]

#### [WFO 122, Amdt. 1]

Part 1425—Canned and Processed Foods

RESTRICTIONS WITH RESPECT TO CANNED GRAPEFRUIT JUICE, CANNED ORANGE JUICE, AND CANNED GRAPEFRUIT JUICE AND ORANGE JUICE BLENDED

War Food Order No. 122 (10 F.R. 696) issued January 17, 1945, is amended to read as follows:

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of canned grapefruit juice, canned orange juice, and canned grapefruit juice and orange juice blended, for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1425.13 Restrictions with respect to canned grapefruit juice, canned orange quice, and canned grapefruit quice and orange juice blended—(a) Definitions. (1) "Person" means any individual, partnership, corporation, association, business trust, or any organized group of persons whether incorporated or not.

- (2) "Director" means the Director of Marketing Services, War Food Administration.
- (3) "Canner" means any person engaged in the business of canning foods in hermetically sealed metal or glass containers and sterilizing the same by the

use of heat.
(4) "Government agency" means any officer, board, agency, commission, or Government-owned or Government-controlled corporation of the United States.

- (b) Restrictions. Notwithstanding any provisions of War Food Order No. 22-7 (9 F.R. 12333, 10 F.R. 103) on and after the effective date of this order, no canner shall sell, ship, or deliver to any percon other than the Army of the United States, for its own account or for the account of another Government agency, any one or more of the following canned citrus fruit juices produced from grapefruit or oranges grown in the State of Florida or Texas:
  - Canned grapefruit juice;
  - (2) Canned orango juice; and
- (3) Canned grapefruit juice and erange fuice blended.

- (c) Releases from rectrictions. Notwithstanding any other provision hereof, the Director may release any canned grapefruit juice, canned orange juice, or canned grapefruit juice and orange juice blended from the restrictions of this order whenever he determines that such release is necessary or appropriate in the public interest and to promote the national defense.
- (d) Audits and inspections. The Director shall be entitled to make such audit or inspection of the books, records, and other writings, premiess or stocks of canned grapsfruit junce, canned orange juice, and canned grapefruit juice and orange juice blended, of any person, and to make such investigations, as may be necessary or appropriate, in the Director's discretion, to the enforcement or administration of the provisions of this
- (e) Records and reports. (1) The Director shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Director's discretion, to

Top standard means 70-74 inclusive as defined in terms of U. S. grader
 Top standard means 80-84 inclusive as defined in terms of U. S. grades.
 Full inside enamel cans required. Number 10 cans to be used for whole kernel only.

<sup>\*</sup>Indicates that Government intends to purchase all of contingency receive in addition to the (4. 180 is 180.)

the enforcement or administration of the provisions of this order.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Director may designate) maintain an accurate record of his transactions in canned grapefruit juice, canned orange juice, and canned grapefruit juice and orange juice blended.

(f) Petition for relief from hardship. Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to Order Administrator, War Food Order No. 122, Fruit and Vegetable Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C. Petition for such relief shall be in writing and shall set forth all pertinent facts/and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefor, a review of such action by the Director. The Director may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (f) shall not be construed to deprive the Director of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Director may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(g) Violations. Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using the material subject to priority or allocation control pursuant to this order. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of

this order.

(h) Delegation of authority. The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order; and one such employee shall be designated by the Director to serve as Order Administrator, and one such employee shall be designated by the Director to serve as Deputy Order Administrator.

(i) Communications. All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided herein or in instructions issued by the Director, be addressed to the Director of Marketing

Services, War Food Administration, Washington 25, D. C., Ref. WFO 122.

This amendment shall become effective at 12:01 a. m., e. w. t., January 30, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 122 prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 122 in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

Note: All record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 27th day of January 1945.

Assistant War Food Administrator

[F. R. Doc. 45-1752; Filed, Jan. 29, 1945; 12:11 p. m.]

#### TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency [NHA General Order 21-31]

PART 705-DELEGATIONS OF AUTHORITY

DELEGATION OF AUTHORITY TO FEDERAL PUBLIC HOUSING COMMISSIONER TO EXECUTE CONVEYANCES IN CONNECTION WITH DISPOSITION OF WAR HOUSING

Sec. 705.3 Purpos

705.4 Authorizing the Federal Public Housing Commissioner to execute conveyances in connection with the disposition of war housing.

AUTHORITY: §§ 705.3 and 705.4 issued under 55 Stat. 838; E.O. 9070, 3 CFR, Cum. Supp., E.O. 9425, 9 F.R. 2071; Surplus War Property Administration Regulation 1, Supp. I, section I (E), 9 F. R. 9182; 58 Stat. 765.

§ 705.3 Purpose. (a) The purpose of this general order is to delegate authority to the Federal Public Housing Commissioner to execute conveyances in connection with the disposition of public war housing property of the National Housing Agency or surplus property transferred to the National Housing Agency for disposition.

§ 705.4 Authorizing the Federal Public Housing Commissioner to execute conveyances in connection with the disposition of war housing. (a) With regard to any war housing or the sites thereof acquired by the National Housing Agency (other than properties administered by the Federal Housing Administration or the Federal Home Loan Bank Administration) or any property which has been or may be transferred to the National Housing Agency as surplus property pursuant to the provisions of Executive Order 9425 of

February 19, 1944 (9 F.R. 2071) or pursuant to the provisions of Public No. 457 of the 78th Congress (Surplus Property Act of 1944) I hereby delegate to the Federal Public Housing Commissioner and to such employees of the Federal Public Housing Authority or such other persons as shall be designated by him authority to sell any or all of such properties so held by the National Housing Agency and to execute the necessary instruments transferring title thereto. Any such instruments executed by the Federal Public Housing Commissioner, or by any person to whom the said Commissioner has designated such authority. purporting to transfer title under the authority of this order to a bona fide purchaser for value shall be conclusive evidence of the authority of said Commissioner or other employee to act for the National Housing Agency to executo such instruments.

This general order shall be effective January 2, 1945.

JOHN B. BLANDFORD, Jr.,
Administrator

[F. R. Doc. 45-1754; Filed, Jan. 29, 1945; 2:42 p. m.]

#### TITLE 29-LABOR

Chapter VI—National War Labor Board
PART 803—GENERAL ORDERS

RESTRICTIONS ON HIRING AT RATES IN EXCESS OF MINIMUM

Section II-F of General Order No. 31 (8 F.R. 7463, 11777, 9 F.R. 7611, 11468) is hereby amended by the addition of a new subsection, numbered "3", to read as follows:

§ 803.31 Schedules \* \* \*

II. New Schedules. \* \* \*

F. Restrictions on hiring employees at rates in excess of the minimum rate of the properly established rate range for a given job clasification

War Labor Board that a particular employer is (1) actually engaged in critical or essential war work, (2) observing all the rules and regulations of the War Manpower Commission, and (3) faced with a critical hiring problem due to the limitations of paragraphs 1 and 2 above, the agent of the Board shall authorize, within 5 days after the certification is received (provided the Board agent does not stay the effective date within the 5 day period) such employer to hire, without regard to such limitations, employees laid off or discharged from their last positions because of a cut-back or elimination of essential war work or employed in non-critical or non-essential work, as stated in the cortifi-cates of referral of the War Manpower Commission presented by such employees. Such employees shall not be included in computing the number of employees who may be hired at rates in excess of the minima of the rate ranges under subsections 1 and 2 above.

(b) Any employee hired in accordance with the provisions of this paragraph 3 may be hired by the employer at any rate within the appropriate rate range for his job classification corresponding to his ability and experience: Provided, That, if the rate received by any such employee in his last position was

below the minimum of the appropriate rate range of his new employer, he shall be hired at a rate no lower than the minimum rate of such rate range, and he shall not be hired at a rate above such minimum rate unless the hiring is made subject to the provisions of paragraphs 1 or 2 above.

(c) The War Manpower Commission shall submit monthly to the Wage Stabilization Division of the Board agent a report of such hirings, which report shall include (1) name and address of hiring employer, (2) name of employee hired, (3) date of hiring, (4) nature of job for which hired, (5) rate range of job for which hired, (6) rate at which hired, (7) nature of job last performed, (8) rate received on job last performed, (9) name and address of last employer.

(E.O. 9250, Oct. 2, 1942, 7 F.R. 7871, as amended by E.O. 9381, Sept. 25, 1943, 8 F.R. 13083; E.O. 9328, Apr. 8, 1943, 8 F.R. 4681, Act of Oct. 2, 1942, C 578, 56 Stat. 765, Pub. Law 729, 77th Cong.)

Approved: January 26, 1945.

THEODORE W. KHEEL, Executive Director.

[F. R. Doc. 45-1766; Filed, Jan. 30, 1945; 9:32 a. m.]

#### Chapter IX—War Food Administrator (Agricultural Labor)

[Specific Wage Ceiling Reg. 1, Amdt. 2]

PART 1102-SALARIES AND WAGES OF AGRI-CULTURAL LABOR IN THE STATE OF CALI-FORTITA

ASPARAGUS WORKERS IN DESIGNATED CALI-FORMIA COUNTIES

Section 1102.1 (b) (9 F.R. 833, 4574) is hereby amended as set forth below

agraphs I A (i) I B (i)
(ii) and II B (ii) are amended Paragraphs by deleting the last sentence of each of said paragraphs and substituting therefor the following: "Payment on any other basis shall not exceed the equivalent of the above rates."

(56 Stat. 765, 50 U.S.C. App. sec. 961 et seq. (Supp. III) 57 Stat. 63, 50 U.S.C. App. sec. 964 (Supp. III) Pub. Law No. 383, 78th Cong., 2d Sess., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681, regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 9 F.R. 831, 12807)

Issued this 29th day of January 1945.

.PHILIP BRUTON, Director of Labor, War Food Administration.

[F. R. Doc. 45-1776; Filed, Jan. 30, 1945; 11:01 a. m.]

#### TITLE 30-MINERAL RESOURCES

Chapter VI-Solid Fuels Administration for War

[SFAW Reg. 23, Int. 1]

PART 602-GENERAL ORDERS AND DIRECTIVES

BITUMINOUS COAL DISTRIBUTION IN U. S.; SUPPLY OF COAL OH HAND

The following official interpretation is hereby issued by the Deputy Solid Fuels Administrator for War with respect to Amendment No. 3 to SFAW Regulation No. 23 issued January 11, 1945 (10 F.R.

The inventory of coal in presention of a consumer is referred to in Amendment No. 3 to SPAV Regulation No. 23 as (1) "consumer's steeligile", (2) "consumer's etal on hand" (3) "supply of coal on hand" (4) "estimated days' supply"

Where any of the above terms appears in

Where any of the grave terms appears as SFAW Regulation No. 23, as amended, it means the total amount of east in the Fas-session of the consumer computed in ac-cordance with the provisions of \$ 602 513 of SFAW Regulation No. 23.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176.)

Issued this 30th day of January 1945.

C. J. POTTER. Deputy Solid Fuels Administrator for War.

[F. R. Dec. 45-1783; Filed, Jan. 30, 1845; 11:27 a. m.]

#### [SFAW Reg. 25, Amdt. 1]

PART 602—GENERAL ORDERS AND DIRECTIVES

INFORMATION REQUIRED TO LE FILLE BY RE-CEIVERS, LAKE FORWARDERS, PRODUCIES AND INDUSTRIAL CONSULIERS

In order to provide more time for the filing by receivers, lake forwarders and producers of information required by SFAW Regulation No. 25, it is necessary to amend that regulation as follows:

Paragraphs (a) (b) and (c) of § 602.610 are amended by deleting from each paragraph the words "February 20, 1945" and inserting instead the words "February 28, 1945."

This amendment shall become effective ummediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 176)

Issued this 20th day of January 1945.

C. J. FOTTER, Deputy Solid Fuels Administrator for War.

[F. R. Doc. 45-1794; Filed, Jan. 89, 1945; 11:27 a. m.)

#### TITLE 32-NATIONAL DEFENSE

Chapter XI-Office of Price Administration

PART 1358-Toracco [MPR 549, Amdt. 2]

FLUE-CURED TORACCO OF THE 1944 CHOP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Maximum Regulation No. 549 is amended in the following respect:

Section 5 (a) is amended by substituting the date "March 16" in place of "February 1"

\*9 F.R. 9283; 10 F.R. 410.

This emendment shall become effective February 1, 1945.

Issued this 29th day of January 1945.

JAMES F. BROWNER. Acting Administrator.

[P. R. Doc. 45-1762; Filed, Jan. 23, 1945; 4:63 p. m.]

PART 1418-TELEPHOLIES AND POSSESSIONS [RMPE 187, Amdt. 60]

GROCERY FRODUCTS IN PURETO RICO

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith. has been filed with the Division of the Federal Register.\*

Revised Maximum Price Regulation 183 is amended in the following respects.

1. Section 20, Table 3, is emended by adding new items to read as follows:

			-
Is record town income:	Ended ref	Pr ubolo cil.	Price of this
CANNED AFFINATION			P~
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F7-14	217" - C.n	Er,	,
FETHS, GREET GAGE			i
Exatio	21 62. 2 000	GL.	

2. Section 20. Table 22, is amended by adding new items to read as follows:

Itempered brand names	Unit care of	Pr St nL:12- s:12	Pr. C: ref.il
AFTLE SAUGI Districta Policidos	21 /2 cm 21 /2 cm	గాగిన మకు	Por .27

<sup>\*</sup>Copics may be obtained from the Office of Price Administration.

<sup>\*</sup>Copies may be obtained from the Office of Price Administration.

3. Se	ction	21, T	able 4	, is a	mended	by
adding	new	items	to rea	ad as	follows	:

Items and brand names	Unit case of—	Price at whole- sale	Price at retail
APPLE JUICE  Clover Nook White House	12 qts. bottles 24 12 oz. gls	\$3.25 2.55	Per unit \$0.35
APRICOT NECTAB	24 12 02. 615	2.00	•13
Here's health Heart's delight Pacific gold	24 12 oz. can 48 12 oz. can 48 12 oz. can		.13 .13 .13
GRAPE TUICE			
Paradise	24 16 oz. gls	5.60	.30
ORANGE JUICE Sunfilled	12 46 oz. can	5.75	.61
Libby's	24 16 oz. gls	5. 25	.27
PLAB NECTAR		•	-
Chevy Chase Heart's delight Palmdale (Pearade)	48 12 oz. can 48 12 oz. can 48 12 oz. can	5.00 5.05 5.85	.13 .13 .15
PRUNE JUICE			
Airline Premier	24 16 oz. gls 24 16 oz. gls	4.20 3.75	.23 .19

## 4. Section 22, Table 5a, is amended by adding a new item to read as follows:

Item and brand name	Unit case of—	Price at whole- sale	Price at retail
CORNED BEEF HASH	24 16 oz. can	\$6.40	Per unit \$0.32

# 5. Section 22, Table 6a, is amended by adding new items to read as follows:

Items and brand names	Unit case of—	Price at whole- sale	Price at retail
PORK SAUSAGES FEITIS	48 8 oz. can	\$16. 50	Per unit \$0.43
Ferris	48 8 oz. can	12.90	.33

## 6. Section 23, Table 7, is amended by adding a new item to read as follows:

Item and brand name	Unit, case of—	Price at whole- sale	Price at retail
DIPLOMAT Chicken broth with rice.	24 12½ oz. can	\$3	Per unit \$0.15

# 7. Section 24, Table 8, is amended by adding new items to read as follows:

Items and brand names	Unit, case of—	Price at whole- sale	Price at retail
TOMATO CATSUP Gibbs	24 14 oz.bot 24 14 oz. bot	\$3.75 4.05	Per unit \$0.20
Glbbs	100 6 oz. can	8. 40	.10

8. Section 25, Table 10, is amended by adding new items to read as follows:

Items and brand names	Unit case of—	Price at whole- sale	Price at retail
ASPARAGUS Libby	48 9½ oz. can	\$9.55	Per unit \$0.28
BEETS Shoestrings: Mott	24 #2 can	3. 35	. 18
CARROTS Diced: Premier	24 17 oz. can	3.75	. 19
CHICKPEAS Old Glory	24 #2 can	3. 20	.17
Large, Sweet Princess. Sweet, Ungraded,	24 #2 can 24 #2 can	3.60 4.05	.18
Fancy Stokely.  SPINACH Libby's	24 #2½ can		.27
TOMATOES Standard. Red Moon.	24 #2 can	2.80	.15
	<u> </u>		<u> </u>

9. Section 29, Table 15, is amended by adding new items and new sizes to read as follows:

Brand	Container, type and size	Price at whole- sale	Price at retail
Export Soda	Ctn. 4 5# can	Doz. \$13.00	Per con- tainer \$1.35
Crispo Tabs	Ctn. 249 oz. pkgs	1.65	.17
Dainty Sandwiches VORIES	Ctn. 4 10½ lb. pkgs.	27. 25	1.27
Puritan Sodas Saltines	65#can Ctn. 241#can	13.50 3.80	1.40 .39
<sup>1</sup> Per pound.			

10. Section 31, Table 18, is amended by adding a new size to read as follows:

Brand	Unit, case of—	Price to whole- saler	Price at whole- sale	Price at re- tail	
Shortening (all brands).	24 1 lb. container.	\$6. 40	\$6.80	Per unit \$0.34	

11. Section 31, Table 18a, is amended by adding new items and new sizes to read as follows:

Brand	Container, size and unit	Price at whole- sale	Price at re- tail
OLIVE OIL La Primera	24/6 oz. gls	\$10. 20 13. 60 10. 50 3. 95 3. 10	Per unit \$0.53 .70 .54 .21 .16
Victoria	24/6 oz. gls	3. 10	.16

12. Section 33a, Table 19a, is amended by adding new items to read as follows:

Items and brand names	Unit, case of—	Price at whole- sale	Price at retail
Mackerels			Per unii
Sea Glade (fillet) SARDINES	48/15 oz. can	\$20, 25	\$0.63
Peanut oil, Airship SHRIMPS	100/3 14-oz. can	13, 40	.17
Jumbo, wet pack, Tropical	48/7 oz. can	19, 00	. 59

13. Section 36, Table 23, is amended by adding new sizes to read as follows:

Items & Brand Names	Unit case of—	Price to whole- saler	Price at whole- sale	Price at retail
Yellow corn- meal Swans Down cake flour	Bales 50/2 lb. bags	\$5. 40	\$5.76 0.60	Per unit \$0.14

14. Section 39, Table 27, is amended by adding a new item to read as follows:

Items and brand names	Unit case of—	Price at whole- sale	Price at retail
MACARONI Liberty	20/1 lb. pkg	\$2.00	Per unit \$9, 19

15. Section 40, Table 29, is amended by adding a new size to read as follows:

Item and brand name					
Edam cheese, 20% fat.		\$0.45 1b.	Per unit \$0.53 lb.		

16. Section 40, Tables 31 & 31a are amended and table 31b is added to read as follows:

TABLE 31-MAXIMUM PRICES OF POWDERED WHOLE MILK

		All so retai	Price		
	Unit	1 to 4 car- tons	5 to 9 car- tons	20 or more tons	at res tall
Klim Nido Kraft. Golden State. Dryco	12 1 lb. tins	§7. 70	\$7. CO	\$7.40	Per unit \$0.75
Klim Nido Kraft Golden State. Dryco	6 2½ lb. tins.	8.00	8,80	8,65	1,65
Klim Nido Kraft Golden State Dryco	3 5 lb, tins	16. CO	16, 70	16,00	3,00

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nendec follow	Į.	porter whole saler	İ	\$45 50	16 90 15 76		88 -	0 25	\$\$ 88	42.75		£ 83	8 8			*# EB	07.			33 69	88		
Section 56, Table 46, is amended by 1g new Items to read as follows:		Unit was of-		24 \$6 pint	121 242		25 12 02 bot 12 56 qt	24 13 oz	12 % Her 12 1 qt	21 55 plat		12 1 pt. 10 ez	13 D) 62		1255qt	12 50 40	In collens			122502	55		
23 Section 56, Table 46, is amended a adding new items to read as follows:		Itoms and brand pames	nhanny, voreign	Sanchor Romato Inos El Cesar Coen, voreion	El Galtero. El Galteros.	KERICAN	Anis Gorila Anis Gorila Condials domestic	Ants Portela condiales, rongian	Anis del Mono	Pedro Domecq- Spanish Anisette	CHAMPAGNE FOREIGN	Be legas Bilbalnas Lumen	Schenicy Interns (1983) Cresta Blan	WHITHER, CCORCH	Holy & Holy Pley		VINES, (DECSERT) AURINGAN AUCO Alto Wine	VINES, (PES BBT)	B Fonecca & Hao	Me eated do Silges 3 Farres	Florido Hermanos Jerez Olorosa	rer Fallon	
nded s		Price		\$0 SE	<b>8</b>	le.	8	d by	1	ries refer	) dr 39	<u>ಜ</u>		d by	1	Price	Il Il Il	Per	당 윤	Ş.c.	25 25 25 25 25 25 25 25 25 25 25 25 25 2	•	
s amended v items to		Prico nt wholo	olas	\$10 00	23.	2 2 2	7 30	mende follow	Price	Whole		8. 23.	arimum	mende	rollow	Pac Pac	ologo Ologo Ologo		ಕ್ಕ ಆ	0 10	दव ६३		
10 Section 42, Table 33L, is adding new sizes and new	-	Tult		24/8 oz pkg	ZAJIO pkg	25 lbs	48/11 oz pkg	Section 45, Table 37, is amended by if a new item to read as follows:	Price	Unit whole	Per 16	: ::::::::::::::::::::::::::::::::::::	four pounds the m r lb	Section 47, Table 39, is amended by	ns to read as	Hale son	מווור ביים		Carlon 49/13 Gr. pkg	690/1 4 oz. bar	49/0 oz. bar (. arton 169/10 oz. cake		
20 Section 42 by adding new	read as follows:	Roms and brand		DATES Neglet Near, Pro- mier	indnes g & W , Triple Scal	ઝ	Beodless B & W	21 Section 45, Table 37, is amended and and in a new item to read as follows:		' Item and brand namo	Pienie Hom, regular	frozen	i On cales here than four pounds the maximum retail price chall to 19 33 per 1b	22 Section 47	adding new items to read as follows:	Items and brand	nomca	CLUANNE	Dabit Lyo	Lifebuoy	Novia Swan		
amended items to		Price at		. Per unit \$0 15	20	<b>S</b>	828	នងន	ន	នឧ	84		24	ន	<b>a</b> s	ន	25			ows:	Prilos at retali		Per 20 50
ame item		Prico ot wholo	salo	\$2.76	8.95	05 %	047 848	8888	G. 10	#2 #8	8.10 10 10		ස්කු සියි	3	۾ 1		85 55		6	is follo	Prico at whole		88
i, Table 33h, is sizes and new		Unit case of—		24 2% oz not gls	12 22 oz n	24 10/2 oz net gis	24 10% oz. net gls 12 22 oz net gls 12 22 oz net gls	24 101% oz. net gls 12 22 oz. net gls 24 51% oz. net gls 24 51% oz. net gls	24 plat g	24 10!5 oz. net gli 24 6/5 oz. net gli	12 1734 oz. net gla 12 724 oz. net gla		12 22 oz. net ph. 21 5/5 oz. net gis	213 oz net gb	12 11/2 oz. net els 12 7/5 oz. net els	12 fold 6z. net gla	484 62, nct plb Cino of 24 355 62, nct fib er 45 355	or methos	To Mo	s, tuble 531, 13 tunelluca 7 Item to read as follows:	Unit eres of—		१९५१ १५ होड
18 Section 42, Tab by adding new sizes	read as iollows:	Itoms and brand		otives Plain Evertasty (thrown)	Plain Green Colossal: Visalla Pride	Extra Large: Visalia Pride Glant:	Visalia Prido Visalia Prido Largo: Visalia Prido	Vicala Prido Vicala Prido Vicala Prido Vicala Prido Vicala Prido Vicala Prido	Pride Oberti Smell:	Vizila Pride Vizila Pride	Plain Queen Alame in Alameda	Stuffed Green	Vicalla Pri lo	Stuffed Manazailla Everoyal	Elufed Ocean I Hiby	Lippinest .	Fair Weather		Perdocen.		Item and brand namo		Carnation Checolate malted milk
qauaq		2 P	81 88	- 4 8 68		CARL	Price		#88 #88	3	OBEAN MIX		rctoll	15.	## S		nded es to	~		rctoll	Page and a second	3 3	g 82
Pow		whole	<u>~~~</u>	2 88 2 88	, i	ALL FAL	Price	eges	510 50 11. 10	12 25		Price	0000 00000 00000		ಭ- 8≎	,	s ame sw stz		Prico	whole rale	]		2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2
81—Maximum Priess of Powdened Whoff Mier—Conthnued.		Unit whole saler	tins—1 to 4 \$10 75	21 I lb. tlins—5 doz tlins and over. 12 2½ lb. tlins 8 oz pkg	man D not outsid at	MILK	Quit		30/75 pint	36/95 plat	ve Palees von leg	;			Per dez, 6 ez, plig 2001b karrely		Scetion 42, Table 33d, is amended iding a new item and new sizes to	••		Valt ento of-		Tikit.	Cin, 23 2 pound place, 100 pound cots 100 pound cots
Turd 31—Maxii Wuof			Lactogen 24 1 lb.	24 1 lb. tins at 12 23/3 lb Kraft 8 0z pk	<sup>1</sup> Per dozen	Arbei ola—Maarbior Princes for Certain Luefaired Milk	Brond	à	Avosat: Light ercan	Исауу стелш	Table 318-Alaxadou Prices		Items and brand		Fritz.	1 Per pound.	17 Scotion 42, Table 33d, is amended by adding a new item and new sizes to	read as follows:		It my and brand names	Ja fine I salt:		Furity Sterilog. Vatidus

Per Ih or 3 for 5 cents No 22---2

Items and brand names	Unit case of—	Im- porter whole- saler	Price at retail
WINES, (DESSERT) FOREIGN—con.			
Florido Hermanos-		'	Per
Pedro Jimenez El Abuelo Pedro Jimenez Ran-	12 1	\$40.00	unit. \$4.60
Ponche Faraon Vina Florido	12 1 12 1 12 1	26.75 38.00 28.25	3.10 4.40 3.25
Gross Hermanos			
Vino Reconstitu- yente Cruz Azul.	12 1 qt	35.00	4.00
Luis Caballero, S. A.			
Jerez Amontillado Jerez Pedro Jimenez. Moscatel Caballero	12 25 oz 12 25 oz 12 25 oz	22, 25 26, 00 26, 00	2.60 3.00 3.00
Marques del Merito	_		
Vino Padro Jimenez_ Solera Amontillado_ Manzanilla	12 1 pt. 9 oz 12 1 pt. 9 oz 12 1 pt. 9 oz	25.00 23.75 23.75	2.90 2.75 2.75
WINES, (TABLE) AMERICAN			
Schenley Interna- tional			
Chateau — Cresta Blanca.	12 5ths	19.00	2.20
Roma VS Port Wine. Sauterno — Cresta	12 1/2 qt 12 5ths	14.00 16.00	· 1.60 1.85
Blanca. Vino Estrella	14 gallon	7.50	2.60
WINES, (TABLE) FOREIGN	`		
Angel M. Espino e Hijos			
Blanco Vina Lujan Tinto Lambrusco	12 1 pt. 8 oz 12 1 pt. 6 oz	16. 75 14. 70	1.90 1.70
Marques del Merito			
Jerez Abuelo Jerez Oro Moscatel	12 1 pt. 9 oz 12 1 pt. 9 oz 12 1 pt. 9 oz	. 22, 25	3,00 2,60 2,75
			<u> </u>

This amendment shall become effective February 5, 1945.

Issued this 30th day of January 1945.

CHESTER BOWLES,
Administrator

[F R. Doc. 45-1801; Filed, Jan. 30, 1945; 11:51 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [MPR 373, Amdt. 123]

#### FISH AND SEAFOOD IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Section 20 is amended to read as follows:

Sec. 20. Maximum price for island fish and seafood—(a) What this section does. This section establishes maximum prices for all sales of fish and seafood caught or otherwise produced in the waters of, or adjacent to the Territory of Hawaii, including sales by producers, wholesalers, and retailers. A producer is the fisherman or those persons allied with him (including members of a fishing crew) as

well as any other person who engages in fishing with nets, lines, or any other method of catching or producing fresh fish or seafood. A wholesaler is a person who buys fresh fish and seafood and resells the same and who during the previous calendar month resold more than 20 percent of such fresh fish and seafood to persons other than ultimate consumers. A retailer is a person other than the purveyor of meals who buys fresh fish or seafood and resells the same and who during the previous calendar month resold not less than 50 percent of such fish or seafood to ultimate consumers, other than industrial, commercial, or institutional users (including eating places)

The prices established by this section are maximum prices per pound for sales of the round fish or any portion thereof unless maximum prices per pound for sales, of portions of the round fish are otherwise specifically fixed. Tables A through E, inclusive, set forth the maximum prices for sales of fish on each island in the Territory. The place where the seller parts with the physical possession of the fish determines the applicable pricing table, except that if a delivered sale is made of fish and seafood shipped from one island to another, the maximum price for such delivered sale shall be the appropriate price set forth in the table applicable to the island of destination.

(b) Maximum prices for sales by producers. Except in the case of transactions covered by paragraph (d) below, the maximum prices for fresh fish and seafood by producers shall be the prices set forth in the columns entitled "Producers' Maximum Prices" in Tables A through E, inclusive. No additional charges may be made for delivery to the buyer.

(c) Maximum prices for sales by wholesalers. Except in the case of the transactions covered by paragraph (d) below, the maximum prices for sales by wholesalers of fresh fish and seafood shall be the prices set forth in the columns entitled "Wholesalers' Maximum Prices" in Tables A through E, inclusive. No additional charges may be made for delivery to the buyer.

(d) Maximum prices for sales by producers and wholesalers to ultimate consumers other than commercial, industrial or institutional users, (including eating places) The maximum prices for the sales of fresh fish and seafood by a producer or a wholesaler to an ultimate consumer, other than a commercial, industrial or institutional user (including eating places) shall be determined as follows:

For sales on the Island of Hawaii, multiply the price set forth in the column entitled "Producers' Maximum Prices" in Table B, by 1.25.

For sales on all other islands in the Territory of Hawaii, multiply the price set forth in the column entitled "Producers' Maximum Prices" in Tables A, C, D, and E, for the Island on which the item is being sold, by 1.20.

However, in the event that such price is lower than the price set forth in the column entitled "Wholesalers' Maximum Prices" for the item being sold, the max-

imum price shall be the price set forth in the column entitled "Wholesalers' Maximum Prices."

(e) Maximum prices for sales by retailers—(1) Maximum prices for sales by retailers, to eating places. The maximum prices for sales by retailers to hotels, restaurants, institutions and other eating places are the prices set forth in the column entitled "Wholesalers' Maximum Prices" in Tables A through E, inclusive. Nevertheless, a retailer may during any month use as his maximum prices the prices set forth in the column entitled "Retailers' Maximum Prices" in Tables A through E, inclusive, in selling to eating places if 80 percent or more of his total dollar sales of fresh fish and seafood during the previous calendar month were retail sales to consumers; that is, persons who buy these items to be eaten by themselves or their families off the retailer's premises.

(2) Maximum prices for other sales by retailers. The maximum prices for sales by retailers other than to eating places shall be the price set forth in the column entitled "Retailers' Maximum Prices" in Tables A through E, inclusive.

(f) Maximum prices for sales of fish heads, bones, or viscera. The maximum prices per pound for sales of fish heads, bones, or viscera shall not exceed 20 percent (1/5) of the maximum price per pound established by this section for the round fish from which such heads, bones, or viscera are derived.

(g) Revocation of orders affecting commodities covered by this section. Any order issued prior to January 2nd, 1945, pursuant to the provisions of section 9 or 9a of this regulation affecting maximum prices for the sale of any fish or seafood items covered by this section is revoked as of January 2nd, 1945.

(h) Records and invoices. (Note: section 10 of this Maximum Price Regulation 373 shall not be applicable to this section.)

Every person making a sale and every person making a purchase in the course of trade or business of any fish or seafood covered by this section, or dealing therein, shall keep and make available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, the following records and invoices:

(1) Records. Every seller shall keep complete and accurate records of each purchase made by him, and every producer and wholesaler shall keep complete and accurate records of each sale and transfer, of such fish or seafood, showing the date thereof, name and address of the buyer and seller, price charged, paid, or received, quantity in pounds, and the species of the fish or seafood bought or sold.

(2) Sales invoices and sales slips—(1) Producers and wholesalers. Every producer or wholesaler making a sale or transfer, of any fish or seafood covered by this section, shall, at the time of delivery, give the purchaser an invoice or sales slip showing the date of sale, name and address of the seller, name and address of the purchaser, species of fish or seafood, number of pounds, price per

<sup>\*</sup>Copies may be obtained from the Office of Price Administration.

pound, and the total price charged or received, a copy of which must be re-

tained by the seller.

(ii) Retailers. Every retailer making a sale or transfer of any fish or seafood, covered by this section, who has customarily given the purchaser-a sales slip, receipt or similar evidence of purchase shall continue to do so. Upon request from a purchaser, every retailer, regardless of previous custom, shall give the purchaser a receipt showing the date of sale, name and address of the seller and buyer, species of fish or seafood purchased, number of pounds, price per pound, and the total price charged or received, a copy of which must be retained by the seller.

(3) Posting. Every retailer offering to sell any fish or seafood item covered by this section shall mark the name of the species and the selling price of such fish or seafood in a manner plainly visible to and understandable by the purchasing public on the commodity itself or on the case or counter upon or in which the commodity is kept. A copy of the official Office of Price Administration list of ceiling prices must be displayed on or near the case or counter, or in the peddler truck where the fish or seafood is

displayed for sale.

(i) Prohibited practices. Notwithstanding the provisions of section 6 of this regulation, the following practices

are prohibited:

- (1) The provisions of this section shall not be evaded either by direct or indirect methods in connection with an offer, solicitation, agreement, sales, delivery, purchase or receipt of, or relating to any fish or seafood covered by this section, separately or in combination with any other commodity or service, or by means of any device making use of commissions, services, transportation arrangements, containers, packaging, or other charge, discounts, premiums or other provisions, by agreement or other understanding or by changing the style of dressing of the fish or seafood, or any other arrange-
- (2) Specifically, but not exclusively, the following practices are prohibited:
- (i) Falsely or incorrectly invoicing the
- (ii) Offering, selling, or delivering any fish or seafood on conditions that the purchaser is required to purchase some other commodity or service.

(iii) Charging, paying, billing, or receiving any consideration for, or in connection with, any service for which a specific allowance has not been provided

by this section.

- (3) Sales and transfers by producers to fishing crews. Regardless of any previous sale, agreement or arrangement, no producer of any fish or seafood covered by this section shall sell or transfer any fish or seafood to any number of his fishing crew unless each such sale or transfer is accompanied by a sales slip or receipt showing the name and address of the producer and crew member, the number of pounds, and the species of fish or seafood involved in the transaction, a copy of which shall be retained by the producer.
- (4) No retailer shall have in his store or cooler any fish or seafood subject to

this section which has been bought or ordered by a customer and which is wrapped and ready for delivery to the customer, or any package containing fish ready for delivery to a customer, unless there is attached to such package a sales slip showing the date of sale, the name and address of the seller, the name and address of the purchaser, the species of fish, the number of pounds, the price per pound and the total price, a copy of which must be retained by the seller.

- (j) Definitions. When used in this section, the term:
- (1) "Dressed fish" means fish from which the head, fins, tails, viscera, and scales have been removed.
- (2) "Fillet" means the heavily meated section or strip of dressed fish cut from along the backbone and outside the rib bones extending from the nape and gills to the tail.
- (3) "Fish or seafood" means fish or seafood as it comes from the water.
- (4) "Steak or slice" means a cross section cut from the dressed fish after the collarbone (nape bone) has been removed, and which does not exceed the thickness of the fish or four inches, whichever is smaller.

TABLE A-FRESH ICLAND FISH AND SEA FOOD

QATIU

Name	Pro- ducers' maxi- mum price per lb.	Whole- celtus' man- man- prise per ib.	Retail- ers' mark- mum price price price
Aawa	63.63	63.65	60.53
Ahn	".a	22.	ຄ.ຕູ
Aha Ahi (Yellow Fin Tuna)	នួក ពួកព	ខ្លួះ	42
Ahi (Sicaks)			.ಟ್
Ahi (Fillets)	******	*********	.70
Akn (Tana)	:3 :3	:22	
Aholehole Aku (Tuna) Alsu (Stcaks) Aku (Fillets)		******	. 63
Aku (Fillets)	*****		.70
Akule (Dried)	នខ្លួ	ងកន	42
Alaihi	.23	23	25
Amanma (Mullet, rend and			
Sea)	.47 .27	.22	.cs
Sca) A'u (Swerdfirb) A'u (Steaks)		.32	.23
A'u (fillets) Awa (steaks) Awawa Awawa Awawa		********	ត
AW0	.27	.32	.43
Awa (Steaks)	*****	*****	:3 :3
AWASWA	• 69	-44	8:
Carp.	.18		12.
Catilela	.37	.40	
Clams	.10 23	.12	.15
Clams	.45	នមនេងមន	: ::::::::::::::::::::::::::::::::::::
Crab (Rona) Crab (Rona) Crab (Rol) Paral Crab (White) Foral Hee (Squli) Hee (Driel) Hibimano (Sting Roy) Hibimano (Staks)	រំន	ຂອນ ຂອນ ຂອງ ຂອງ ຂອງ ຂອງ ຂອງ ຂອງ ຂອງ ຂອງ ຂອງ ຂອງ	
Crab (White) For al	18 18 18	.3	22
Hee (Equid)	.37		.00
Heo (Dried)	•ધ્ધ	.E.	22.23
Hihimono (Straks)	l ***.		:33
		:03 :23 :23 :10 :10	.63
Hilu	.₩	125	
Hann (Whole Turtle)	·#	10	
Honn (Dressed)			1 75
Hinalca			30.00
Hummillium	ضمه ا		1 .23
Hupipi. Ihe-she (Stick Fish)		32	:33
Ihe-file (Etlek Ffeb) Kabala Kabala (Etleks) Kabau Kaku (Etleks) Kaku Kaku (Etleks) Kala Kaliali	. 29	44	
Kahala (Steaks)	.47		3000
Koku	.47	.72	<u>بي</u>
Kasu (Sicas)	.18	62.	-23
Kalikali	125	. 44	.5
Kawailo Kawakawa (Benito)	.40 37 37	.40 .40	0000
Kawakawa (Benite)	37	49	• 53
Kawelea	18	1 :55	.27
Kolo Kukul	iš		.25
Karma		.70	
Kupoupou	. 7:77	49 29	:53
Lainibi	1 :55	3	49
Mahimahi (Delphin) Mahimahi (Steaks)	18 27 87	40	(3
Mahimahi (Steaks)		1	, ,cs

TABLE A-FRESH ISLAND FISH AND SEA FORE-Continued

OARC-continued

1			<b> </b>
	Pro-	Whole-	
	ducers'	ECTATT.	er."
37	TECX!-	EEGER-	ELLEN-
Name	TELLIN:	mum	mum
	F.F. 33	E-130	pm??
	rn d.	e~ Îò	riz lo.
	F .F 10.	rale.	F.2 10.
Mold	និងក្នុងក្នុង ខ្ល		80.23
Molko.		7.3	4)
Momora	***	***	45
MORE WILLIAM CO.	• • • •	- 00	• 3.
UCUINI	• 12	• 00	.45
MEND (SECIE)	• • •	•U7	.10
Monini Mon (Shork) Mon (Droced)	.10	- 12	.15
CHRISTIA	وشو	. 25	.5)
Meana	.47	25 72	
Mel	.47 .63		-03
Mu	.03	.70	50
Norman	14	16	20
Necuce Negue (Eccuus)	700	16	4)
Nobu	*55	.25	45
Nones	20 13	20	25
Num	47	.52	22
Olh Lega	.40	44	.03
Olo	•4.	33	in.
Omila	37	.43	
Qno		.4.0	•
Ono (Steaks)			: ::
Orga (Shrimp)	:: :::	.40 .60	• 10
Orag (Sprimp)		•tu	-20
Oraharaka	33	.44	• 50
Orciu.		.32	-95
Opelu (Dried)		.CJ	185 QL Q
Orcin Orcin (Dried) Orlin (Orcid) Orlin (Stell: I) Ordin (Stell: I)	.35	1.23	.50
Opini (Shelia I)	1.13	1.23	1.50
Opubue (Ballion Firb)	.45	.43	.60
		.10	.13
Pakil.		.00	.75
Pakulkui	.22	2.00 2.00 2.00 2.00 2.00 2.00 2.00 2.00	
Palani	-13	.20	.23
Panchan	-32	.23	45
Pannhumbin	.32 37	.40	. 50
Paria (Small Elita)	47	(3)	l čš
Panuhunuku Papio (Small Ulua) Pauolu	.is		.03 .23 .45
Paris	32	2	75
T. S. C. (TILL . S. ST. C.		***	1 76
The Child Poli	****	:25	.15 25
Publ (White Ect) Uhu	3.5.53	32	.45 .55 .75
Children or recommendation of	• **	44	
L'Eu.	• 3.2	:63	• • • • •
Vla (Lobetter)	32	:25	
LI3F3F3	.04	دين	45
LIM3	.35	.44	1 42
Clua (stcaks)	*******		.70 .55 .55 .60 .60
Claria	.42	.44	
UGUCACOUGA	.43	.44	.55
U'n (Biz Eye)	45	43 52	.60
Fukraira	.47	.52	.63
U'n (Bl3 Eye)	.45	.43	1 .60
WC2763	.40	.44	1.53
WestresAll fish not Exted above	台的	.12	.15
		1	1

TAPLY B-FRECH ISLAND FISH AND SEA FOOD MATTAIL

Namo	Pro- ducer's maxi- mum price per lb.		Estelle cr'o numi numi pare turlo.
Alia Abi (Yeliaw Fin Tura) Abi—Steaks	€2.CC .22	\$0.14 .23	\$9.29 .23 .50
Ahi-Fillats Ahalahala Aku (Tuna) Aku -Straks	:09 :03	₹8. ₹2.	.5 .5 .5 .5
Aku-Filicis Akui: Akui:—Drici Alaibi	.23 .45 .03	.21 .52 .14	.55 .40 .60 .20
Amount (Mullet, Foul and Scot.  A'a (Swordlich).  A'a—Stocks.	.47 .19	.t3 .25	.63 .85 .59
A'u-Fillata Awa (Rend and Sea)	.25	.31	.63 43 .60
Awa-Steeks, Catp. Catich. Catich. Cato (Samean and Sar I) Crob (Komo). Hagan'pun. Heo (Satil). Heo-Dried. Historia. Henn-Urecod. Henn-Drecod. Henn-Drecod. Humahamn. Hagid. heith (Stirk Feb). Kabala. Kabala-Steeks		.14 .21 .22 .23 .23 .32 .52 .14 .14 .19 .18	180 055 450 450 450 450 450 450 450 450 45
Keku	.23	. 25	

TABLE	B-Fresh	ISLAND	FISH	AND	SEA	Foor-
		Contin	ued			

HAWAII-continued

o HAWAII—continued				
Name	Pro- ducers' maxi- mum price per lb.	Whole-salers' maximum-price per lb.	Retail- ers' maxi- mum price per lb.	
Kaku—Steaks	.28 .08 .08	\$0. 14 , 38 , 27 , 35 , 14 , 14 , 54 , 14 , 26 , 30	\$0.60 .20 .45 .35 .20 .20 .65 .20 .20 .45	
Laenihi Mahimahi (Dolphin) Mahimahi—Steaks. Maili Malko. Manini Mano (Shark) Mano—Dressed Mikiawa Monna Mona Mol Mu Mol Mu Mol Mu Mol Mu Nenae Nenae Nenae Nenue (Euenue)	.10 .20 .04 .08 .13 .36 .36 .33	.14 .22 .23 .07 .12 .19 .42 .42 .40 .14	.60 .20 .30 .35 .10 .15 .25 .50 .50 .30	
Nunu Oio Omflu	.25 .28 .27 .36 .24	.32 .14 .33 .42 .30 .54 .33	.40 .20 .40 .50 .60 .40 .65 .40	
Ono—Steaks or Fillets. Oopu Oopu (Shrimp) Opakapaka. Opakapaka—Steaks or Fillets. Opclu (Palahu or Lac) Opelu—Dried Opili Opili Opili Pakuikui Palani Panani Panani Panani Panuhunuhu Papio (Small Ulua) (Under	.16	.26 .55 .19 .75 .14 .14 .30	.35 .65 .25 .90 .20 .20 .40	
Paualu (All sizes) Puhi (Black Ecl) Puhi (White Ecl) Uhu Uku Uku Ula (Lobster) Ulapapa. Ulua (Pampano) (10 to 20	.16 .32 .36 .24	.33 .14 .10 .16 .22 .38 42 .30	.40 .20 .13 .20 .30 .45 .50	
Ulua (Pampano) (20 lbs. and	.32	.38	· .45	
over) Ulua—Steaks or Fillets. Ulaula. Uouoa. U'u (Big Eye). Uukanipo. Weke (Red or Green). Woowoo. All fish not listed above.	.33	.33 .39 .30 .30 .30 .42 .33 .12	.40 .65 .50 .40 .40 .50 .40	

Table C—Fresh Island Fish and Sea Food Maui and Lanai

Name	Pro- ducers' maxi- mum price per lb.	Whole- salers' maxi- mum price per lb.	Retail- ers' maxi- mum price per lb.
Aawa	.17	\$0.20 .20 .28	\$0.25 .25 .35 .50
Ahl (Fillets) Aholehole Aku (Tuna) Aku (Steaks) Aku (Fillets)	.33 .24	.37 .27	.55 .45 .35 .50
Akule (Dried)Akule (Dried)AlalhiAmaama (Mullet, Pond and	.50 .10	.52 .13	.35 .60 .18
Sea). A'u (Swordfish). A'u (Steaks). A'u (Fillets).		.47 .27	.50 .50 .55
Awa (Stoaks) Awaawa Aweeweo Carp	.35 .31	.39 .35 .15	.50 .50 .45
Catish	.15 .07 .20	.18 .09 .23 .45	.25 .12 .30
Crab (Red) Panai	.13	. 15	.20

TABLE C-FRESH ISLAND FISH AND SEA FOOD-Continued

MAUI AND LANAI—continued

MAUI AND LANAI	conti	nued	
` Name	Producers' maximum price per lb.	Whole-salers, maximum price per lb.	Retail- ers' maxi- mum price per lb.
Crab (White) Papai	<b>\$0.21</b>	\$0 23	£0.3
Hee (Squid)	.31	.35	.4
	. 45	.50	l .64
Hihimano (Sting Ray) Hihimano (Steaks)	. 13	. 15	.3
Hiniwai	.40	.44	.5
Hilu		.19 .12	.2
Hinalea.	.10 .08	09	.1
Hinalea. Honu (Whole Turtle) Honu (Dressed) Honu (Steaks) (Boneless) Humuhumu			.3
Honu (Steaks) (Boneless)	. 10		.4
Huminumu Hupipi. Ihe-ihe (Stick Fish). Kahala Kahala (Steaks). Kaku (Steaks). Kala (Steaks). Kalisali.	. 24	.12 .27	.3 .3
The-ine (Stick Fish)	. 24	.27	.3
Kahala (Steaks)	.31	.00	.6
Kaku	.43	.47	.5
Kaku (Steaks)	69-	11	6.1
Kalikali.	.35	.39	:5
Kawailo	.33	.37	.4
Kalikali Kawailo Kawakawa (Bonito) Kawelea	.33	.37 .35	.4
		. 15	.2
Kuikuı	. 13	.15	.2
Kuikui Kumu Kupoupou Lai	.£0 .31	. 55	.6
Lal	.18	.35 .20	.2
Laenilu.	.24	.27 .35	34
Mahinahi (Steaks)			ā.
Maiii	. 17	.19 .27 .30 .31	.2
Maiko	.24	27	34
Manini	28	.31	.4
Mano (Shark)	.05		.1
Mano (Dressed)	.10	.12	.1
Lai. Laenilu. Mahumahı (Dolphin) Mahumahı (Steaks) Maili Maiko. Mamamu Manını Manın Manın (Steark) Manın (Oressed) Mikiawa Moana Mou Mu Nanue (Elennue)	.45	.50	6. à أ
Moi	42 .25	.47	.5
Naenee	.09	l .11	1.1
Nenue (Enenue)	.27	.29 .31	.3
Nohu	.28	.31	.2
Oili lepa	:22	l of	.3
Oio Omilu	.35	.39	.5
Ono	.43	.47 .35	.5
Ono (Steaks)		l	1 .6
Oppae (Shrimp)	.31 .49	.35 .65	.4
Opakapaka	.35	.39	.5
Opelu (Palabu or Lae)	.24	.27 .55	.3
Opake (Shrimp) Opakapaka Opelu (Palabu or Lae) Opelu (Dried) Opihi Opihi (Shelled) Opuhue (Balloon Fish) Opule	.28	31	
Opihi (Shelled)	.95	1.05	1.2
Opule (Balloon Fish)	.25	.23 .10	.3
		.28 .17	.1 .3 .2 .2
Pakuikui Palani	.15	.17	-:
Donohon	1 .28	.15 .31	1 :4
Panuhunuhu	.24	.27	.4
Papio (Smail Ulua) (Under	.43	.47	.5
Paualu	.13	1 .15	1 .2
	.13 .27 .05	.30 .08	.4 .1 .2 .3
Puhi (Black Eel)	1 15	.18	1 :2
Uhu	.24		.3
UkuUla (Lobster)	.24 .35 .39 .28	.39 .43	5.5
Ulapapa	28	.43 .31 .39	.4
Ulua (Steaks or Fillets)	.35	,	.5
Ulaula:	.35	.39	.5 .5
"Uouoa	.35 .35 .33	.39 .39 .37	.5
U'u (Big Eye)	.33	.37	.4
Uukanipo	1 .40	.44	:5
WoowooAll Fish not listed above	.36	.40 .12	.5
THE TEN HOLISKY SOUTHER	•••	l'	1
	******		<del></del>

TABLE D-FRESH ISLAND FISH AND SEA FOOD MOLOKAI

Name	Pro- ducers' maxi- mum price per lb.	Whole-salers, maxi- mum price per lb.	Retailers' maximum price per lb.
awa	\$0, 19 .19 .28	\$0.21 .21 .31	\$0.25 .25 .40 .55
hi (Fillets)holehole	.35	.38	.65 .45

TABLE D-FRESH ISLAND FISH AND SEA FOOD-Continued

MOLOKAI—continued

MOLOKAI—continued			
Name  Aku (Tuna). Aku (Steaks). Akule (Steaks). Akule (Dried). Akule (Dried). Akule (Dried). Akule (Dried). Alaihi. Amaama (Mullet, Pond and Sea). A'u (Swordfish). A'u (Steaks). A'u (Fillets). Awa (Steaks). Awa (Steaks). Awa (Steaks). Awaawa. Aweowoo. Carp. Catissh. Clams Crab (Samoan). Crab (Kona). Crab (Red) Papal. Crab (White Papal). Hee (Squid). Hee (Squid). Hee (Squid). Heo (Dried). Hihimano (Sting Ray). Hihimano (Steaks). Hihimano (Steaks). Hihimano (Steaks). Hihiwal. Hilu Hinalea. Honu (Whole Turtie). Honu (Steaks, boneless). Humuhumu. Hupipi. He-libe (Stick fish). Kahala. Kahala (Steaks). Kaku. Kaku Kaku (Steaks). Kaku. Kaku (Steaks). Kaliali. Kawakawa (Bonito). Kawelea. Kolo. Kupoupou. Lal. Laenihi. Mahimahi (Dolphin). Mahimahi (Steaks). Maill. Maliko. Manamarr. Manoi (Shark).	Pro- ducers' maxi- mum price per lb.	Whole- salers' maxi- mum price per lb.	Retail- ers' maxi- mum price per lb.
Aku (Tuna)	\$0.26	\$0,23	80.35
Aku (Steaks)	******		03.
Akulo	36	38	.45
Alaihi	.19	.52	60 23
Amaama (Mullet, Pond and	.38	.42	. 51
A'u (Swordfish)	.23	.42 .31	40 50
A'u (Fillets)	*****	.20	.60 35
Awa (Steaks)	P4=====	440	.45
Aweoweo	:33	.40 .30	.60 .43
Catfish	33	. 16 36	.20 45
Clams Crab (Samoan)	.03	.10 .21 .45	13 30
Crab (Kona)	.40	45 10	.65
Crab (White Papai)	22	. 21 16	.20 .20
Hee (Squid)	45	.51	.23 .65
Hinimano (Sting Ray)	.14	.16	.20 .30
Hihiwai	140	.45 .20	. 55 23
Hinalea	19	21 21 09	25 12
Honu (Dressed)	.16	.18	30
Humuhumu	.18	20	25 35
The ibo (Stick fish)	20	28 28	1 .35
Kahala (Steaks)	.30	.40	,00 ,05
Kaku (Steaks)	.40	.41	(0)
Kala	.12	.15 .40	20 (0)
Kawailo	35	38	45 45
Kawelea	:33	336	.45
Kuikui	14	10	20 20
Kumu Kupoupou	33	. 60 30	.65 .45
Lal	.14	.10 .23	.29 35
Mahimahi (Dolphin)	.33	:56	.45
Maili	.18 .26 .23	20	35
Mallo	.23 .29	.23 .31 .32	.40 .40
Mano (Shark)	1 .05		10
Mano (Dressed)	.10 .19	:12 :21	15 25 50
Mal	.40	.40 .44	,50 ,65
	51	12	.65 .65 .16
MuNaenaeNenue (Enenue)	27 29	20	35
Nunu	.14	10	20
Nunu Olli Lepa Olo Omilu	.47 .36	.52 .40	.65 .60
OmiluOno	33	30	. 65 45
Opiniu. Ono (Steaks). Opou. Opas (Shrimp) Opatapaka. Opelu (Dried). Opihi (Shelied).	33	30	60
Opae (Shrimp)	.51	466	.65
Opelu	.28	23 55	. 35
Opihi.	.29	.32	40
Opuhue (Ballon Fish)	.95 .40	1.05	1, 25
Opule Pakii	.08	.10 .56	13
Opelu (Dried) Opelu (Dried) Opili Opili (Shelled) Opulue (Ballon Fish) Opule Paktii Pakuikui Palani Panchon	. 16 12	.18 .15	.25 .20
Panchon Panuhunuhu	29	32 30	.40 .45
Papio (Smali Ulua)	44	.48 .15	60 20
Paul.	28	31	40 13
Puhi (White Eel)	15	.10	.20 .35
Uku	30	.23 .40	.50
Ula (Lobster)	, 40 , 29	.44 .32	.63 40
Ulua (Steaks)	. 25	30	.40 .60
Ulaula	36	.40 .40	1 470
U'u (Big Eye)	38	42	50 54 65
Pakulkul. Palani	.19	.62 .23 .40	33
All Fish not listed above	10	12	110
<del></del>		<u>'</u>	<u>'</u>

TABLE E-FRESH ISLAND FISH AND SEA FOOD

KAUAI			
Name	Pro- ducers' maxi- mum price per lb.	Whole- salers' maxi- mum price per lb.	Retallers' maximum prico per lb.
Aawa	\$9. 18 .18 .23	\$0.20 .20 .32	\$0.25 .25 .40
Ahı (Steaks) Ahı (Fillets) Aholehole Aku (Tuna)	.32 .25	.36 .28	.00 .45 .45 .55
Aku (Steaks) Aku (Fillets) Akule			.55 .69 .35
Akule (Dried) Alaihi Amaama (Mullet, Pond and	.25 .50 .18	.28 .20	.00 .25
Sea) A'u (Swordfish) A'u (Steaks) A'u (Fillets) Awa	.42 .28	.48 .32	.60 .40 .45
A'u (Fillets)	.25	.28	.50 .35 .40
Awa (Steaks)	.34 .40	.40 .43	.50 .50
Catfish	.14	.16	.20
Clams Crab (Samoaņ) Crab (Kona)	.07 .21 .38	.03 .24 .44	.12 .30 .55
Crab (Red) Papai	.14	.16	.20 .20 .20
Hee (Squid) Hee (Dried) Hihimano (Sting Ray) Hihimano (Steaks)	.32	.60	.45
Hihimano (Sting Ray) Hihimano (Steaks) Hilu	.14	.16	.20 .30
777	.18 .07	.20 .20 .03	.25 .25 .12
Hinalea Honu (Whole Turtle) Honu (Dressed) Honu (Steaks, boneless) Humuhumu Hupipa The-ihe (Stick Fish)	.25	.23	.35
Humuhumu Hupipi	.18 .25 .25	.20 .23 .23	.35
Kahala Kahala (Steaks)	.34	.40	.35 .20 .65
Kaku Kaku (Steaks)	.34	.40	.50
KalaKalikali	.12 .34	.14	.18 .50
Kawailo Kawakawa (Bonito) Kawelea	.34 .32 .32	.40 .36 .36	.45 .45 .20
Kole Kuiku	.14	10 ]	*273
Kumu Kupoupou	.45 .32	.52 .06	.65 .45 .20 .35
Lai Laenihi	.14 .25 .32	.52 .06 .16 .23	.20 .35 .45
Mahimahi (Dolphin) Mahimahi (Steaks) Maiii			.60 .25 .35
Maiko Mamamu	.18 .25 .28	.28 .32 .32	. 40
Manini Mano (Shark)	.23 .06	119	.40 .10
Mano (Dressed)	.10 .18 .34	12 20	.15 .25 .50
Moi Mu	.42 .45	.48 .52	.65
Naenae Nenue (Enenue)	.10	.12	.15 .20
Nohu Nunu Oili Lepa	.23	.32 .16 .52	.40 .20 .65
Omily	.45 .34 .34 .32	.40 .40	.50 50
Ono (Steaks)		.36	.45 .60
Oopu Opae (Shrimp) Opakapaka	.32 .45 .34	.30 .52 .40	.45 .65 .50
Opelu (Dried)	.25	. 22	.35 .65
Opihı Opihı (Shelled) Opuhue (Ballon Fish)	.23 .95	.52 32 1.05	.40 1.25
OpuleOpule	.34 .08 .45	.40 .10 .52	.50 .13
Opule Pakii Pakuikui Palam	.14	. 16	.65 .20 .15
PanchonPanuhunuhuPapio (Small Ulua)	.23	.12 .32 .36	•40 •45
Paualul	.14	.48 .16 .32	.60 .20 .40
Pauu Puhi (Black Eel) Puhi (White Eel)	.03 .03	.10	. 13
UhuUku		.23	.20 .35 .60
Ula (Lobster) Ulapapa	.34 .28 .42	.40 .32 .48	.60 .60
Ulua (Steaks)	.42	.40	.65 .60
Uhu Uku Ula (Lobster) Ulapapa Ulua Ulua (Steaks) Ulual Ulual Uouoa U'u (Big Eye)	34 42	40 43	.00 .00

TABLE E—FRESH ISLAND FISH AND SEA FOOD— Continued

#### MAUAI-continued

Namo	Pro- ducto' maxi- mum price price price	Whele- colors, moxi- mum price price per lb.	Retail- ers' maxi- mum price price
Uukanipo Weke (Red or Green) Wooweo All Fish not listed above	8. 43 82 83 83 83 83 83 83 83 83 83 83 83 83 83	89, 23 -59 -59 -12	89.03 -45 -19 -15

This amendment shall become effective as of January 2, 1945.

Note: The reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1802; Filed, Jan. 30, 1945; 11:51 a. m.]

PART 1439—Unprocessed Agricultural Collideries

[RMPR 471, Amdt. 4]

LEGULIE AND GRASS SEEDS

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.\*

Revised Maximum Price Regulation 471 is amended in the following respects:

- 1. Section 8 (a) (12) is amended to read as follows:
- (12) "Dockage" means mert matter, weed seeds and other crop seeds in thresher-run seeds or rough cleaned seeds.
- (i) The determination of dockage shall be made from a representative sample drawn from each bag or container, removing as much dockage as possible therefrom by the use of one of the following combinations of hand screens:

Eccd	€omblication of	ECTOCID C.Z.(3	
200	Top	241242	Bottom
Alfalfa	%5" CT 8'4" X 556" 4.5" GT 36" X 526"	164" 315"	4x2£ 6x2£ 6x2?
White blessem sweet clover. Yellow blessem sweet clover. Timothy.	%18" CT - 24" X "16" 4,6" CT - 24" X 916" 115"	]15"	6x24. 6x24. 4x26 6x24.

(ii) And, thereafter, removing the remaining dockage in said representative sample by the hand separation method as prescribed by the regulations issued under and for the enforcement of the Federal Seed Act:

(iii) And, in the case of the presence of sweet clover seed as other crop seed in a lot of thresher-run or rough cleaned alfalfa, red clover or alsike clover seeds, discount the actual percentage of such sweet clover seed that passes through the top screen but remains on the middle and bottom screens in addition to the discount made for other dockage per 100 pounds of the thresher-run or rough cleaned seed in question as follows:

		Amou	it to be dedi	isted per 100	piuods	
		ΑĽ	31/3			
	Nenthern	Central	Arizona and Caldornia	Scutharn	Red daver	Alain Corur
Less than 0.57 0.57 1.00 1.	Neme 81.05 219 315 429 821	None (0.83 1.89 2.83 3.89 4.76	None £2.03 1.09 2.83 3.80 4.76	Note: 50.85 4.05 4.05 4.25 4.25	Note 80.77 1.70 2.25 2.00 3.75	None \$0.77 1.50 2.21 3.77

- 2. Section 10 (d) is amended to read as follows:
- (d) (i) If you are a seller under paragraph (a), (b) or (c), you may increase your maximum price by the reasonable value (not exceeding any maximum price thereof) of the sacks actually furnished by you.
- (ii) If you are a seller under paragraph (a) (b) or (c) located in the State of Idaho or Malheur County in the State of Oregon, you may sell your thresher-run seed either under provision (d) (i) above or on a gross weight basis provided you furnish the sacks included.
- 3. Section 11 (b) is amended to read as follows:

- (b) (i) If you are a seller of rough cleaned seeds, you may increase your maximum price under paragraph (a) by the reasonable value (not exceeding any maximum price thereon) of the sacks actually furnished by you.
- (ii) If you are a seller of rough cleaned seeds located in the State of Idaho or Malheur County in the State of Oregon, you may sell your rough cleaned seeds either under the provision of (b) (i) above or on a gross weight basis provided you furnish the sacks included.
- 4. Section 12 (b) (1) is amended to read as follows:

<sup>1</sup>9 P.R. 8349, 10427.

Copies may be obtained from the Office of Price Administration.

(1) If your customer is a commercial processor, wholesaler or any other person (except a retailer or planter) your maximum mark-up shall be:

Maximum mark-up Kind of seed: per 100 pounds Alfalfa: Northern and Central Southern (except when grown sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel)\_\_ Southern (when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel)\_\_\_\_\_\_ Southern (when grown in the State of Arizona or in the 4.00 State of California south of the 40th parallel and when sold and delivered for planting outside the State of Arizona or the State of California south of the 40th parallel with base price for Southern Alfalfa seed set forth under section 13 Appendix (a) (3))\_\_\_ Example: 99% pure, 90% germination seed base price\_\_\_\_\_\$28.00 mark-up\_\_\_\_ -----8,00 maximum price\_\_\_\_ 36.00 Clover: Medium Red, Mammoth Red and Alsike\_\_\_\_\_ 5.85 Sweet\_\_\_\_\_ 2.15 Timothy \_\_\_\_\_

- 5. Section 12 (c) (1) and (2) are amended to read as follows:
- (1) If you are a wholesaler who does not maintain and operate a retail store or a retail mail order house in connection with which you publish a retail mail order seed catalogue, your maximum price shall be your supplier's maximum price on the sale and delivery to you, plus your transportation cost, and plus

the applicable mark-up shown below	"
Kind of seed: per 100 po  Northern and Central 2  Southern (except when grown, sold and delivered for planting in the State of Arizona or in the State of California south of the 40th parallel) 2  Southern (when grown, sold and delivered for planting in the State of Arizona or in the	unds
State of California south of the 40th parallel) Southern (when grown in the State of Arizona or in the State of Cali- fornia south of the 40th parallel and when sold and delivered for planting outside the State of Ari- zona or the State of California south of the 40th parallel with base price for Southern Alfalfa seed set	3.40
forth under section 13 Appendix (a) (3)) Clover:	1.90
Medium Red, Mammoth Red and Alsike Sweet Timothy	3.80 2.25 1.40

(2) If you are a wholesaler who maintains and operates a retail store or a retail mail order house in connection

with which you publish a seed catalogue and sell to planters, your maximum price shall be your supplier's maximum price on the sale and delivery to you, plus your transportation cost, and plus the applicable mark-up shown below.

Kind of seed: Maximum mo		
Alfalfa: per 100 p		
Northern and Central	- \$8	3.40
Southern (except when grown, sold		
and delivered for planting in the	1	
State of Arizona or in the State	ŧ	
of California south of the 40th		
parallel)		3. 90
Southern (when grown, sold and		
delivered for planting in the	1	
State of Arizona or in the State	:	
of California south of the 40th		
parallel)		3.90
Southern (when grown in the	;	
State of Arizona or in the State	;	
of California south of the 40th		
parallel and when sold and de-		
livered for planting outside the		
State of Arizona or the State of		
California south of the 40th par-		
allel with base price for South-		
ern Alfalfa seed set forth under		
section 13 Appendix (a) (3)		3.90
Clover:		
Medium Red, Mammoth Red and		m 0-
Alsike	-	7.65
Sweet	_	5.25
Timothy	- 1	3.60
6. Section 12 (d) (1) is amended	to :	read

- as follows:
- (1) If you are a retailer, other than a country dealer selling seeds which have been quality cleaned by you, your maximum price shall be your supplier's maximum price on the sale and delivery to you; provided for southern alfalfa seed, however, that when such seed is grown in the State of Arizona or in the State of California south of the 40th parallel and sold and delivered for planting outside the State of Arizona or the State of Califorma south of the 40th parallel your maximum price shall be your supplier's maximum price on the sale and delivery to you which would have been in effect had your supplier sold and delivered to you southern alfalfa seed grown outside the State of Anzona and the State of California south of the 40th parallel, plus your transportation costs, and plus the applicable markup shown below.

ind of seed:	Maximum mark-up
Alfalfa:	per 100 pounds
Northern and Central.	\$4.50
Southern (except w. sold and delivered in the State of Arizo State of California 40th parallel) Southern (when grow delivered for plant State of Arizona or	hen grown, for planting one or in the south of the
of California south	
parallel) Clover: Medium Red, Mammo	
Alsike	3.85
Sweet	3.00
Timothy	

7. Section 13 (f) (3) is amended to read as follows:

(3) For sweet clover seed content:

Amount to be deducted per 100 pounds of seed, Red Clover and Alsike Clover only

Sweet clover seed content:	•
Less than 0.5%	None
0.50-1.00%	\$0.75
1.01-2.00%	1.50
2.01-3.00%	2,25
3.01-4.00%	3.00
4.01-5.00% and over	3.75

This amendment shall become effective February 5, 1945.

Issued this 30th day of January 1945.

CHESTER BOWLES, Administrator

Approved: January 23, 1945.

GROVER B. HILL. First Assistant War Food Administrator

[F. R. Doc. 45-1803; Filed, Jan. 30, 1945; 11:51 a. m.]

#### PART 1445—LIVESTOCK [MPR 574]

LIVE BOVINE ANIMALS (CATTLE AND CALVES)

A statement of the considerations involved in the issuance of this Maximum Price Regulation No. 574 has been issued simultaneously herewith and filed with the Division of the Federal Register.

So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation. In the judgment of the Price Administrator, the maximum prices established by this maximum price regulation are and will be generally fair and equitable, and comply with the requirements of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and will effectuate the purposes of said acts and Executivo orders.

#### ARTICLE I-GENERAL PROVISIONS

- 1. What this regulation does.
- 2. Compliance with this regulation.
- 3. Petitions for amendment.
- 4. Adjustable pricing.
- 5. Records and reports.
- 6. Invoices or receipts.
- 7. Definitions.

ARTICLE II-SPECIAL PROVISIONS RELATING TO THE SALE OR DELIVERY OF ANY LIVE BOVING ANIMAL (CATTLE OF CALVES)

8. Determination of overriding ceiling price for sale or delivery of any live bovine animal or lot of live bovine animals.

ARTICLE III-SPECIAL PROVISIONS FIXING THE MAXIMUM AMOUNTS WHICH SLAUGHTERERS MAY PAY POR ALL CATTLE SLAUGHTERED DURING AN ACCOUNTING PERIOD

9. Maximum amounts which certain slaughterers may pay for all cattle slaughtered during an accounting poriod.

<sup>\*</sup>Copies may be obtained from the Office of Price Administration.

- Reports required of slaughterers subject to the provisions of section 9.
- 11. Maximum amounts which slaughterers other than those subject to the provisions of section 9 may pay for all cattle slaughtered during an accounting period.
- Special records required to be made and kept by slaughterers subject to the provisions of section 11.
- 13. Certification of live cattle prices at Chicago and at points other than Chicago and in line with Chicago prices and certification of conversion factors for determining the dressed weight equivalents of live weights.

ARTICLE IV—MAXIMUM PERCENTAGE OF SLAUGH-TER OF GOOD AND CHOICE CATTLE

14. Slaughterers limited in the percentage of good and choice cattle which they may slaughter or deliver as meat.

ARTICLE V-RECORD-KELPING FORMS

15. OPA Form No. 636-2202.

AUTHORITY: § 1445.2 issued under 56 Stat. 423, 765; 57 Stat. 566, Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328; 8 F.R. 4681.

#### ARTICLE I-GENERAL PROVISIONS

Section 1. What this regulation does—
(a) In general. This regulation establishes overriding ceiling prices for live bovine animals (cattle and calves) In addition, this regulation establishes maximum amounts which slaughterers may pay for all cattle slaughtered during an accounting period. It also authorizes the Administrator to issue orders establishing the maximum percentage of good and choice cattle which slaughterers may slaughter or deliver as meat during an accounting period.

(b) Sales to which this regulation does not apply. This regulation does not apply:

(1) To sales or deliveries of live bovine animals for breeding or dairy purposes.

- (2) To sales or deliveries of live bovine animals by members of 4-H Clubs, Future Farmers of America, or other recognized farm youth organizations, if the sales are duly approved and are made at the place and time of a fair, show or exhibition. Prior approval of the sale must be obtained from a district office of the Office of Price Administration by a county agent, county club agent, vocational agricultural instructor, or the chief administrator of the state department of agriculture, Such bovine animals, however, are subject to the provisions of section 14 of this regulation.
- (3) To export sales of live borne animals. The ceiling prices at which a person may export live borne animals shall be determined in accordance with the provisions of the Second Revised Maximum Export Regulation issued by the Office of Price Administration.
- (c) Geographical applicability. The provisions of this regulation shall be applicable to the 48 states of the United States and the District of Columbia. The provisions of Articles III and IV of this regulation shall be applicable to cattle purchased outside of the 48 states of the United States and the District of Columbia and slaughtered within one of the 48 states of the United States or the District of Columbia.

- Sec. 2. Compliance with this regulation-(a) Prohibition against selling or buying live bovine animals above overriding ceiling prices and buying cattle abore maximum amounts allowed. On and after the effective date of this regulation, regardless of any contract, agreement, or other obligation, no person shall sell or deliver any live bovine animals and no person in the course of trade or business shall buy or receive any live bovine animals at a price higher than the overriding ceiling price fixed by this regulation for such live bovine animals, and no person in the course of trade or business shall pay for live cattle bought or received during any accounting period an amount higher than the maximum amount fixed by this regulation for such live cattle during such accounting period, and no person shall agree, offer, solicit or attempt to do any of the foregoing.
- (b) Prohibition against indirect erasion of the price limitations or other provisions of this regulation. (1) No person shall evade directly or indirectly the price limitations or other provisions of this regulation.
- (2) An example of an indirect price increase forbidden by this section is for the seller to require a purchaser to buy some other product as a condition of selling the purchaser live bovine animals.
- (3) Except as provided in this regulation, no payments, commissions or allowances for any service or for transportation or shrinkage or for any other purpose shall be made by the buyer of live bovine animals to the seller, unless the total sales price, including such payment, commission or allowance, is equal to or less than, the overriding ceiling price.
- (4) A purchaser of live bovine animals is prohibited from selling or transferring title to such animals at a lower price than was paid for such animals unless he sells such animals to, or transfers title to, a person with whom he has no other financial affiliation or relationship.
- (c) Penalties for violating provisions of this regulation. On and after the effective date of this regulation, any person violating any provision of this regulation is subject to the criminal penaltics, civil enforcement actions and sults for damages provided by the Emergency Price Control Act of 1942, as amended.

SEC. 3. Petitions for amendment. Any person seeking an amendment of any provision of this regulation may file a patition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

Sec. 4. Adjustable pricing. Any person may agree to sell at a price which can be increased up to the ceiling price in effect at the time of delivery; but no person may, unless authorized by the Price Administrator, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Price Administrator after delivery.

Such authorization may be given when a request for a change in the applicable ceiling price is pending, but only if the authorization is necessary to promote

distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

Sec. 5. Records and reports. (2) Current records. On and after the effective date of this regulation, every person who sells or in the course of trade or business buys or receives live bovine animals, and every agent of such a person for sale or purchase, shall make and preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each such sale or purchase, showing (1) the date; (2) the name and address of the buyer and the seller; (3) the place at which the live bovine animals were weighed: (4) the weight and number of live bovine animals, and (5) the price charged or received or paid therefor.

(b) Reports required of operators of slaughtering establishments. Not later than the fifteenth day following the end of each accounting period, the operator of each slaughtering establishment, with respect to cattle owned by each person other than the operator of such establishment, and slaughtered in such establishment during such accounting period, shall mail by registered mail with return receipt requested to the regional office of the Office of Price Administration for the region in which such establishment is located, a copy of Form No. DS-T-47 (Revised), Certificate of Operator of Establishment under Regulation No. 3 of Defense Supplies Corporation, containing the name and address of the operator of such establishment, the name and address of the owner of such cattle, and containing the information requested therein Schedules I and II concerning such cattle and the beef, by grades, derived therefrom.

A person shall be deemed an operator of a claughtering establishment during an entire accounting period even though he leases, subleases or otherwise relinquishes control of such establishment to other persons on a part-time basis.

(c) Future records and reports. Such person shall submit such reports to the Office of Price Administration, and keep such other records in addition to, or in place of, the records required in paragraph (a) of this section as the Office of Price Administration may from time to time require, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Sec. 6. Invoices or receipte—(a) Duty of seller to furnish an invoice or accept a receipt. Every person selling live bovine animals shall furnish the buyer with an invoice or accept from the buyer a receipt, or both, showing (1) the name and address of the buyer and the seller; (2) the place at which the live borine animals sold were weighed; (3) the date on which the live bovine animals sold were weighed; (4) the weight and number of live bovine animals sold; and (5) the price charged or received therefor.

(b) Effect of celler accepting a receipt from the buyer. If the seller does not deliver an invoice, but accepts a buyer's receipt pursuant to the provisions of this section, the seller shall be estopped from denying the truth of the facts stated on such receipt in any action relating to the enforcement of the prices fixed by this regulation.

Sec. 7. Definitions. When used in this regulation the term

- (a) "Person" means any individual, corporation, partnership, association or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.
- (b) "Slaughterer" means any person who owns livestock at the time that such livestock is killed for meat production
- livestock is killed for meat production.
  (c) "Bovine animals" means cattle and calves.
- (d) "Cattle" means bovine animals, the slaughter of which results in the production of beef.
- production of beef.
  (e) "Calves" mean bovine animals other than cattle.
- (f) "Beef" means meat derived from the carcasses of bovine animals which does not qualify as veal as defined in § 1364.470 (a) (3) of Revised Maximum Price Regulation No. 169.

(9) "Carcass" means a beef carcass as defined in § 1364.455 (a) (8) of Revised Maximum Price Regulation No. 169.

- (h) "Farm slaughterer" means a person chiefly engaged in producing agricultural products as the resident operator of a farm and who does not deliver meat of a live weight of more than 10,000 pounds in any year.
- (i) "Slaughter" means to kill livestock or have it killed for the purpose of obtaining meat. For purposes of this regulation, livestock is slaughtered by the person who owns it at the time of slaughter.
- (j) "Livestock" means cattle, calves, hogs and pigs, sheep and lambs.
- (k) "Live weight" means the purchase weight of livestock slaughtered.
- (1) "Establishment" or "slaughtering establishment" means each separate plant within the continental United States where livestock is slaughtered.

  (m) "Accounting period" means the
- (m) "Accounting period" means the customary accounting period of a calendar month or a period of at least four weeks and not more than five weeks in length used by the slaughterer in keeping his books and records, and shall be the same period used by him in making the monthly reports required by War Food Administration and the Office of Price Administration covering his slaughtering operations.
- (n) "Grade" means any of the six grades of cattle known by the descriptions (1) AA or Choice; (2) A or Good; (3) B or Commercial or Medium; (4) Cfor Utility or Common; (5) D or Canner and Cutter; and (6) bulls of Canner and Cutter grade; and is determined on the basis of the carcass grade after slaughter in accordance with the official standards for such grades of cattle of the United States Department of Agriculture.
- (o) "Established prices" means the range of prices which may be paid for live cattle of each grade delivered at slaughtering establishments within spec-

ified zones, or at specified markets, as certified to Defense Supplies Corporation by the Office of Price Administration and the War Food Administration. The prices, zones and markets so certified are listed in Section 13 of this regulation.

ARTICLE II—SPECIAL PROVISIONS RELATING
TO THE SALE OR DELIVERY OF ANY LIVE
BOVINE ANIMAL (CATTLE OR CALVES)

SEC. 8. Determination of overriding ceiling price for sale or delivery of any live bovine animal or lot of live bovine animals—(a) How overriding ceiling prices are fixed. (1) The overriding ceiling price for any live bovine animal sold depends on the location of the scales upon which the animal is weighed for sale. No live bovine animal shall be weighed for sale except on scales adapted to the weighing of livestock.

(2) All sales of live bovine animals shall be deemed made on the day of weighing. Live bovine animals sold to different buyers must be weighed separately.

(3) No sale of live bovine animals shall be made except at the weight so determined.

(4) All expenses of transporting live bovine animals to the place of weighing shall be paid by the seller.

(b) How to find the overriding ceiling price for live bovine animals. (1) First, find the zone or market in which is located the scales upon which the animal is weighed for sale. The zones and markets into which the United States is divided are given in section 13 (b) of this regulation.

(2) Second, refer to paragraph (c) of this section for the overriding ceiling price. The overriding ceiling price for sale or delivery of any live bovine animal or lot of live bovine animals shall be the price listed in paragraph (c) of this section for the zone or market in which is located the scales upon which the live bovine animal is weighed for sale.

(c) Table of overriding ceiling prices.

Zones and Markets: Price ver cut.

ones and Markets: Pr	ice pei	r cwt.
1	\$	18.60
2		18.35
8		18.00
4		17.60
5		17.40
6		17.40
7		17. 25
88		17.55
9		17. 55
10		18.00
11		17.80
12		17.85
13		17.95
14		18.15
15		18.30
16		18.40
17		18.45
18		18.45
19		18.60
20		18.60
21		18. 15
22		18.30
23	:	18.45
24		18.60
Chicago	:	18.00
Texas market (Includes only Ho		
ton, Dallas, Ft. Worth, El P	aso	
and San Antonio)	:	17.35
Indianapolis	1	18.05
Kansas City, Omaha, Sioux C		
St. Joseph		17.65
St. Paul	1	17.70
Wisconsin (Includes only Milwa	au-	
kee and Oudahy)		17.90

Zones and Markets-Con.	Price 2	er owt.
National Stock Yards		\$17.00
St. Louis		17.90
Sioux Falls		17, 55
Spokane		18, 60

ARTICLE III—SPECIAL PROVISIONS FIXING THE MAXIMUM AMOUNTS WHICH SLAUGHTER-ERS MAY PAY FOR ALL CATTLE SLAUGH-TERED DURING AN ACCOUNTING PERIOD

Sec. 9. Maximum amounts which certain slaughterers may pay for all cattle slaughtered during an accounting pcriod—(a) Slaughterers subject to the provisions of this section. (1) The proprovisions of this section. visions of this section shall be applicable to any slaughterer who, during any accounting period, slaughters 50,000 pounds, or more, live weight, of bovine animals in all establishments (including bovine animals custom killed for him) The provisions of this section shall continue to be applicable to such a slaughterer, even though he subsequently slaughters less than 50,000 pounds, live weight, of bovine animals during any accounting period.

(2) The provisions of this section shall be applicable to any slaughterer who. during any accounting period, slaughters 5 or more cattle and less than 50,000 pounds, live weight, of bovine animals in all establishments (including bovine animals custom killed for him) Provided. That such slaughterer elects to be governed by the provisions of this section rather than by the provisions of section 11. The slaughterer shall make an election during the first accounting period following the effective date of this regulation and the filing of the report required by section 10 for the first accounting period following the effective date of this regulation shall be deemed conclusive evidence of an election to be governed by the provisions of this section 9. The failure to file such a report shall be deemed conclusive evidence of an election to be governed by the provisions of section 11. An election becomes binding for all future accounting periods, except that the Administrator, upon request, may give a slaughterer described in this

(b) How maximum permissible cost of cattle is determined. Notwithstanding the provisions of section 8, the maximum amount (total cost of cattle) which a slaughterer subject to the provisions of this section 9 may pay for cattle slaughtered at each slaughtering establishment during each accounting period shall be determined as follows:

subparagraph (a) (2) written authoriza-

tion to change his election.

(1) The slaughterer shall ascertain the dressed carcass weight of beef, by grades, obtained from the cattle slaughtered during such accounting period in such establishment.

(2) The amount of live weight in each grade shall be calculated by dividing the amount of dressed carcass weight of beef in each grade produced from cattle slaughtered in such establishment during such accounting period by the appropriate conversion factors (yields or dressing percentages) certified by the Administrator of the Office of Price Administration and the Administrator of the War Food Administration to Defense Supplies Corporation. The yield factors

so certified are given in section 13 (d) of this regulation.

(3) The calculated live weight in each grade shall be multiplied by the maximum price of the established prices for such grade applicable to the establish-

(4) The resulting amounts obtained in subparagraph (b) (3) above shall be added together to give the maximum permissible amount which a slaughterer subject to the provisions of this section may pay for cattle slaughtered at such slaughtering establishment during such

accounting period.

(c) Calculations required in this section 9 same as those required in application for subsidy to Defense Supplies Corporation. (1) The calculations provided for in paragraph (b) of this section 9 to determine the maximum permissible cost of cattle during an accounting period are the same as-the calculations required in an application to Defense Supplies Corporation for subsidy payment on Form No. DS-T-55 Revised pursuant to Livestock Slaughter Payments Regulation No. 3, Revised, of Defense Supplies Corporation.

(2) The determination of a slaughterer's dressed carcass weights and total cost of cattle shall be in accordance with the provisions of Livestock Slaughter Payments Regulation No. 3, Revised, of

Defense Supplies Corporation.

SEC. 10. Reports required of slaughterers subject to the provisions of section 9—(a) Type and time of reports. Not later than the fifteenth day following the end of each accounting period, each slaughterer subject to the provisions of section 9 of this regulation, for each slaughtering establishment at which his cattle were slaughtered, shall mail by registered mail with return receipt requested to the regional office of the Office of Price Administration for the region in which such establishment is located:

(1) A copy of Form No. DS-T-55 Revised. Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, which has been filed with the Defense Supplies Corporation for subsidy payments for all cattle slaughtered during such accounting period other than cattle owned for more than 30 days before slaughter and cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, and containing the information required by section 9 (b) to determine such slaughterer's maximum permissible cost of such cattle slaughtered at such establishment during such accounting period, and showing such slaughterer's total cost of such cattle for the same period.

(2) A copy of Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, which has been filed with the Defense Supplies Corporation for subsidy payments for all cattle owned for more than 30 days before slaughter, if any, and all cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, if any, slaughtered during such accounting period, and containing the dressed carcass weight of beef, by grades, obtained

(3) In lieu of the copy of the form required by subparagraph (a) (1), if such form has not been filed with the Defense Supplies Corporation within such fifteen-day period, a report on Form No. DS-T-55 Revised, Claim for Cattle slaughter Payments under Revised Regulation No. 3 of Defence Supplies Corporation, covering all cattle claughtered during such accounting period other than cattle owned for more than 30 days before slaughter and cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, and containing the information required by section 9 (b) to determine such slaughterer's maximum permissible cost of such cattle slaughtered at such establishment during such accounting period, and showing such slaughterer's total cost of such cattle for the same period. Such report shall include specifically the information requested in the following items of Form No. DS-T-55 Revised: 1, 2, 3, 4, 5, 6, 7, 8 (b) and (d), and 9 (b), (c) and (d)

(4) In lieu of the copy of the form required by paragraph (a) (2) if such form has not been filed with the Defense Supplies Corporation within such fifteen-day period, a report on Form No. DS-T-55 Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of the Defence Supplies Corporation, showing the dressed carcass weight of beef, by grades, obtained from all cattle owned for more than 30 days before slaughter, if any, and all cattle described in section 1 (b) (2) of this Maximum Price Regulation No. 574, if any, slaughtered during such ac-

counting period.

(5) In the event that such slaughterer deducts an allowance for the actual cost of railroad freight from the cost of cattle slaughtered in such establishment east of a line following the castern side of Lake Michigan, the eastern boundary of Indiana, and the Ohio and Mickle-sippi Rivers to the Gulf of Mexico pursuant to § 7003.8 (a) of Revised Livestock Payments Regulation No. 3 of Defense Supplies Corporation, a signed statement attached to the copy mailed under cub-paragraph (1) or (3) above, showing the railroad weights of the cattle purchased in each market for which a deduction is made, the total amount of railroad freight paid on cattle from each such market, and the deduction for freight from each such market.

(b) Where forms may be obtained. The copies of Form No. DS-T-55, Revised, Claim for Cattle Slaughter Payments under Revised Regulation No. 3 of Defense Supplies Corporation, which are to be mailed to the Office of Price Administration may be obtained from the Defense Supplies Corporation or any regional or district office of the Office of

Price Administration.

(c) Slaughterers must keep copies of reports mailed. Each slaughterer subject to the provisions of section 9 of this regulation shall make and preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a copy of each report or form which he mails to the regional office of the

Office of Price Administration pursuant to the provisions of this section 10.

Sec. 11. Maximum amounts which slaughterers other than those subject to the proximons of exction 9 may pay for all cattle slaughtered during an accounting period—(a) Slaughterers subject to the proximons of this section. The provisions of this section shall be applicable to any slaughterer, not subject to the provisions of section 9, who, during any accounting period, slaughters 5 or more cattle in all slaughtering establishments (including cattle custom killed for him)

(b) How maximum permissible cost of cattle is determined. Notwithstanding the provisions of section 8, the maximum amount (total cost of cattle) which a slaughterer subject to the provisions of this section 11 may pay for cattle slaughtered at each slaughtering establishment during each accounting period shall be

determined as follows:

(1) First, find the zone or market in which is located such slaughtering establishment. The zones and markets into which the United States is divided are given in section 13 (b) of this regulation.

Example: Accume a claughterer's cattle cago. The appropriate zone is the Chicago

(2) Second, determine the total live weight of cattle slaughtered in such establishment during such accounting period and determine the total aressed carcaes weight of beef derived from such cattle. Only cattle slaughtered which were purchased within 30 days of slaughter shall be included in such determina-

Example: Accume that 15 cattle were claughtered during an accounting period in the establishment in Chicago. Of the 15 cattle claughtered, 10 were purchased within 39 days of claughter, 2 were 4-H Club cattle excluded from the previsions of this cection by cection 1 (b) (2), and 3 were pur-chased more than 30 days prior to slaughter and excluded from this cection under paragraph (b) (2) hereof. Assume that the 10 cattle purcheced within 89 days of slaughter had a total live weight of 10,457 pounds and a total dressed careass weight of 5339 cbaucq.

(3) Third, determine the average dressed carcass yield of the cattle specifled in paragraph (b) (2) above by dividing the total dressed carcass weight of boof derived from such cattle by the total live weight of such cattle and express the result as a percentage. Round the figure obtained to the nearest whole number.

Example: 5.350 pounds, the total drassed careacs weight obtained in the example under paregraph (b) (2) above, divided by 10,457 pounds, the total live weight obtained in such example above, gives .5116 which, expressed as a percentage and rounded to the nearest whole number, molies 51 percent. Thus, 51 percent is the average dressed careass yield determined pursuant to this paragraph (b) (3).

(4) Fourth, refer to paragraph (c) of this section for the maximum permissible average price for the yield obtained in paragraph (b) (3) above applicable to the zone or market determined under paragraph (b) (1) above. If the yield

from such cattle.

is less than 50 percent, the maximum permissible average price shall be determined by subtracting from the appropriate maximum permissible average price for a yield of 50 percent, 25 cents per hundredweight for each one per-cent that such yield is less than 50 per-

Example: Paragraph (c) of this section gives \$12.65 as the maximum permissible average price for a yield of 51 percent, the yield obtained in the example under paragraph (b) (3) above, applicable to the Chicago zone, determined to be the appropriate zone in the example under paragraph (b) (1) above. If the yield obtained had been 48 percent, the maximum permissible average price would be obtained by subtracting 50 cents per hundredweight from \$12.40 per hundredweight, the maximum permissible average price for a 50 percent yield in the Chicago zone.

(5) Fifth, multiply the maximum permissible average price determined under paragraph (b) (4) above by the number of hundredweight, live weight, of the cattle specified in paragraph (b) (2) above.

Example: The number of hundredweight, live weight, of cattle specified in the example under paragraph (b) (2) above is 104.57. Multiplying \$12.65, the maximum permissible average price determined in the example under subparagraph (b) (4) above, by 104.57 gives \$1,322.81.

(6) The result obtained in paragraph (b) (5) above is the maximum amount (total cost of cattle) which a slaugh-

terer may pay for the cattle slaughtered in such slaughtering establishment during such accounting period.

Example: The figure, \$1,322.81; obtained in the example under subparagraph (b) (5) above is the maximum amount (total cost of cattle) which a slaughterer legally could pay for the 10 cattle slaughtered in an establishment in Chicago as given in the examples under subparagraphs (b) (1) through (b) (5) above.

(7) The slaughterer's total cost of cattle shall include only the cost of cattle slaughtered during such accounting period, which were purchased within 30 days of slaughter. The total cost of sucn cattle shall include, in addition to the purchase price, the charges for transportation to the slaughtering establishment, including charges for feeding, watering and bedding enroute, but shall not include commissions or other service charges, or any allowance for shrinkage: Provided, That there may be deducted from the cost of cattle purchased in any one market during an accounting period, and slaughtered in any establishment east of a line following the eastern side of Lake Michigan, the eastern boundary of Indiana, and the Ohio and Mississippi Rivers to the Gulf of Mexico, an amount equal to 80 percent of the actual cost of failroad freight paid on such cattle from that market to the slaughtering establishment, not to exceed 45 cents a live hundredweight from any one market,

(c) Table of Maximum Permissible Average Prices for Slaughterers Subject to the Provisions of Section 11

Zones and markets	For yield of 59%	For yield of 58%	For yield of 57%	For yield of 56%	For yield of 55%	For yield of 54%	For yield of 53%	For yield of 52%	For yield of 51%	For yield of 50%
Zones:  1	14.60 14.20 14.00 14.00 13.85 14.20 14.20 14.55	Per cut. \$15.05 14.80 13.95 13.75 13.75 13.75 13.95 13.95 14.30	Per cwt. \$14.80 14.55 14.10 13.70 13.55 13.55 13.70 13.70 14.05	Per cwt. \$14.55 14.30 13.90 13.50 13.30 13.15 13.45 13.45	Per cwt. \$14.25 14.05 13.65 13.05 13.05 12.90 13.25 13.55	Per cwt. \$14.00 13.75 13.40 12.80 12.80 12.65 13.00 13.30 13.30	Per cut. \$13.75 13.50 12.75 12.60 12.60 12.75 12.75 12.75 12.75 13.10	Per cvt. \$13.50 13.25 12.90 12.35 12.35 12.20 12.50 12.85	Per cut. \$13. 25 13. 00 12. 65 12. 30 12. 10 12. 10 11. 95 12. 25 12. 25	Per cwt. \$12.95 12.75 12.40 12.05 11.85 11.85 11.75 12.05 12.05
11	14. 45 14. 55 14. 75 14. 90 15. 00 15. 05 14. 95 15. 20 15. 10	14.15 14.20 14.30 14.65 14.75 14.80 14.70 14.95 14.85	13. 90 13. 95 14. 05 14. 25 14. 40 14. 50 14. 55 14. 45 14. 70 14. 60	13.70 13.75 13.85 14.00 14.15 14.25 14.30 14.40 14.40	13. 45 13. 50 13. 60 13. 75 13. 90 13. 95 14. 05 14. 15 14. 10	13. 20 13. 25 13. 35 13. 50 13. 65 13. 70 13. 80 13. 70 13. 90 13. 85	12. 95 13. 00 13. 10 13. 25 13. 40 13. 45 13. 55 13. 45 13. 65 13. 60	12.70 12.75 12.85 13.00 13.15 13.20 13.30 13.40 13.35	12.45 12.50 12.60 12.75 12.90 12.95 13.05 12.95 13.15 13.05	12. 20 12. 25 12. 35 12. 65 12. 70 12. 75 12. 70 12. 80
21	14.70 14.80 14.95 15.10 14.60	14. 45 /14. 55 14. 70 14. 85 14. 35	14. 20 14. 30 14. 45 14. 60 14. 10	13. 95 14. 05 14. 20 14. 35 13. 90	13.70 13.80 13.95 14.05 13.65	13. 45 13. 55 13. 70 13. 80 13. 40	13. 20 13. 30 13. 45 13. 55 13. 15	12. 95 13. 05 13. 15 13. 30 12. 90	12.70 12.80 12.90 13.05 12.65	12, 45 12, 55 12, 65 12, 80 12, 40
Kansas City, Omaha, Sioux City, St. Joseph St. Paul Wisconsin market (includes only Milwaukee and Cud-	14. 20 14. 25	14.40 14.00 14.00	14.15 13.75 13.75	13. 90 13. 50 13. 50	13.70 13.25 13.25	13.45 13.00 13.05	13. 20 12. 80 12. 80	12.95 12.55 12.55	12.70 12.30 12.30	12.45 12.05 12.05
ahy) National Stock Yards, St. Louis Sloux Falls. Spokane	14.15	14. 25 14. 25 13. 90 14. 95	14.00 14.00 13.70 14.65	13.80 13.45 14.40	13. 55 13. 55 13. 20 14. 15	13.30 13.30 12.95 13.90	13.05 13.05 12.70 13.65	12.80 12.80 12.50 13.40	12.55 12.55 12.25 13.15	12.30 12.30 12.00 12.85

Sec. 12. Special records required to be made and kept by slaughterers subject to the provisions of section 11-(a) Kind of records which must be made and kept and time when such records must be made. Not later than the fifteenth day following the end of each accounting

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period, each slaughterer subject to the provisions of section 11 of this regulation, for each slaughtering establishment at which his cattle were slaughtered, shall make and preserve for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a

complete and accurate record of his slaughtering operations during such accounting period. Such record shall be made on OPA Form No. 636-2202, and shall contain the information requested in such form.

(b) Obtaining form on which records must be made and kept. A copy of this OPA Form No. 636-2202 is contained in section 15 of this regulation. It may be reproduced by you. Copies of this OPA Form No. 636-2202 may be obtained from any regional or district office of the Office of Price Administration.

(c) Records are in addition to those required by section 5. The records required to be made and preserved by the provisions of this section 12 are in addition to the records required by the provisions of section 5 of this regula-

Sec. 13. Certification of live cattle prices at Chicago and at points other than Chicago and in line with Chicago prices and certification of conversion factors for determining the dressed weight equivalents of live weights—(a) Authority for certification. Pursuant to the directive issued October 26, 1943, and Directive No. 28, issued January 10, 1945, by the Economic Stabilization Director under the authority vested in him by the Act of October 2, 1942, entitled "An Act to Amend the Emergency Price Control Act of 1942, to Aid in Preventing Inflation and for Other Purposes," and by Executive Order No. 9250, October 3, 1942, and Executive Order No. 9328, April 8, 1943, and after full determination and consultation with representative members of the packing, cattle feeding and cattle producing industries, there are herein published and certifled to Defense Supplies Corporation, a series of live cattle price ranges for Chicago and for points in the United States other than at Chicago which are in line with the prices established at Chicago by the Economic Stabilization Director, and conversion factors for determining the dressed weight equivalents of live

(b) Description of zones and markets. (1) The following zones and markets are established for the purpose of fixing live cattle price ranges applicable to slaughterers for the purpose of complying with the provisions of this regulation and in order to receive full subsidy payments:

Zone 1: Washington, but excluding the City of Spokane; Oregon, California. Zone 2: Idaho, Nevada.

Zone 3: Montana, Wyoming, Utah, Arizona. Zone 4: Colorado, New Mexico.

Zone 5: North Dakota, Nebraska, but excluding the City of Omaha; South Dakota, but excluding the City of Sloux Falls; Kansas, but excluding the City of Kansas City.

Zone 6: Oklahoma.

Zone 7. Texas, but excluding the cities of

Houston, Dallas, Ft. Worth, El Paso and San Antonio.

Zone 8: Minnesota, but excluding the City of St. Paul. Iowa, but excluding the City of Sioux City. Wisconsin—that portion of Wisconsin lying west of and including the counties of Iron, Price, Taylor, Clark, Jackson, Monroe, Vernon and Crawford.

Zone 9: Missouri, but excluding the cities of Kansas City, St. Joseph and St. Louis.

Zone 10: Arkansas. Louisiana-ali that portion of Louisiana west of the Mississippi River from the Northeast point of East Carroll Parish to the Northeastern point of the Pointe Coupee Parish and west of and including the parishes of Avoyelles, Saint Landry, Saint Martin and Iberia.

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Zone 11: Wisconsin—all that portion of Wisconsin east of and including the counties of Vilas, Oneida, Lincoln, Marathon, Wood, Juneau, Sauk, Richland and Grant, but ex-cluding the cities of Lilwaukee and Cudaby. Zone 12: Illinois, but excluding the cities

of Chicago and National Stock Yards.

Zone 13: Indiana, but excluding the City of

Indianapolis. Zone 14: Kentucky.

Zone 15: Ohio, Llichigan.

Zone 16: New York-the following counties of New York: Niagara, Erie, Chautauqua,

and Cattaraugus. Pennsylvania—all that portion of Penn-sylvania west of and including the countles of Warren, Forest, Clarion, Armstrong, Westmoreland, and Fayette.

West Virginia—all that portion of West Virginia west of and including the countles of Hancock, Brooke, Ohio, Marshall, Wetzel, Doddridge, Gilmer, Calhoun, Roane, Kanawha, Boone, Logan, and Mingo.

Zone 17. New York-all that portion of New York west of and including the countles of Oswego, Oneida, Madison, Chenango, and Broome, but excluding the counties of Niag-

ara, Erie, Cattaraugus, and Chautauqua.

Pennsylvania—the following counties of Pennsylvania: McKean, Potter, Elk, Cameron, Clinton, Jefferson, Clearfield, Center, Indiana, Camoria, Blair, Huntingdon, Somerset, Bedford, and Fulton.

Maryland—the following counties of Mary-

land: Garrett and Allegany.

West Virginia-all that portion of West Virginia east of and including the countles of Monongalia, Marion, Harrison, Lewis, Braxton, Clay, Nicholas, Fayette, Raleigh, Wyoming, and McDowell.

Zone 18: Virginia-all that portion of Virgina west of and including the counties of Highland, Bath, Alleghany, Craig, Montgom-

ery, Floyd, and Carroll.

Tennessee—all that portion of Tennessee east of and including the counties of Claiborne, Union, Anderson, Morgan, Cumber-land, Bledsoe, Van Buren, Sequatchie, and

North Carolina-all that portion of North Carolina west and southwest of and including the counties of Alleghany, Wilkes, Alexander, Caldwell, Burke, and Cleveland.

Zone 19: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, Delaware, the District of Colum-

New York-all that portion of New York east of and including the counties of St. Lawrence, Jefferson, Levis and Herkimer, and east and southeast of and including the counties of Otsego, Dalaware, Sullivan, Orange, Rockland, Westchester, New York,

Bronz, Kings, and Richmond.

Pennsylvania—all that portion of Pennsylvania east of and including the countles of Tioga, Lycoming, Union, Missin, Juniata,

Perry, and Franklin.

Maryland—all that portion of Maryland east and southeast of and including the counties of Washington, Frederick, Montgomery, Prince Georges, Charles, and St. Marys.

Zone 20: Virginia-all that portion of Virginia east of and including the counties of Frederick, Shenandoah, Rockingham, Augusta, Rockbridge, Botetourt, Roanoke, Franklin, and Patrick.

Zone 21: Tennocce-all that partien of Tennessee west of and including the counties of Campbell, Scott, Fentress, Overton, White, Warren, Grundy, and Putnam, Marion.

Zone 22: Missicsippi-all that portion of Mississippi north of and including the counties of Lowndes, Oktibbeha, Cheetaw, Attala,

Madison, Yazzo, and Irraquena.

Alabama—all that portion of Alabama north and west of and including the counties of Jackson, Medicon, Morgan, Cullman, Walker, Fayette, and Lamar. Zone 23: Louisians—all that portion of

Louisiana east of and including the parkhes of West Feliciana, Pointe Coupee, Iberville, Assumption, and Saint Mary.

Missicsippi—all that portion of Missicsippi south of and including the counties of Nexubee, Winston, Leake, Stott, Rankin, Huide, and Warren.

Alabama—all that portion of Alabama couth of and including the counties of De-Kalb, Marchall, Blount, Jefferson, Tuccalesca, and Pickens.

South Carolina—all that pertien of Eauth Carolina west and northwest of and including the countles of Cherokee, Union, Newberry, Saluda, and Edgesield.

Georgia—all that portion of Georgia west and northwest of and including the counties of Columbia, McDuffle, Warren. Glacests, Wachington, Johnson, Laurena, Dadge, Walcox, Ben Hill, Irwin, Tift, Colquitt, and

Florida—all that portion of Florida west of and including the counties of Leon and

Zone 24: North Carolina—all that partion

Zone 24: North Carolina—all that parties of North Carolina cast and coutheast of and including the counties of Surry, Yadkin, Iradell, Catawba, Lincoln, and Gaston.
South Carolina—all that parties of South Carolina east of and including the counties of York, Chester, Fairfield, Richland, Lexington, Aiken, Barnwell, Allendale, Hampton, Jasper, and Beaufort.

Georgia—all that parties of Georgia east of

Georgia—all that portion of Georgia cost of and including the counties of Richmond, Jef-ferson, Emanuel, Treutlen, Wheater, Telfair,

Coffee, Berrien, Cook, and Breeks.
Florida—but excluding the countles west, southwest and northwest of Jefferson

Chicago Zone: City of Chicago, Ill.

Texas Market Zone: The fellowing cities in Texas: Houston, Fort Worth, Dallas, El Paco, San Antonio.

Indianapolis Zone: City of Indianapolis,

Kansas City, Omaha, Sloux City, St. Jecoph Zone: City of Kansas City, Kans., Cities of Kansas City and St. Joseph, Mo., City of Sioux City, Iowa; City of Omaha, Nebr. St. Paul Zone: City of St. Faul, Minn. Wisconsin Market Zone: The following cit-

les in Wicconcin: Milwaukee and Cudahy. National Steel: Yards: Hational Steel: Yards,

St. Louis Zone: St. Louis, Mo. Sioux Falls Zone: City of Sious Falls, S. Dalt.

Spokane Zone: City of Spokane, Wach.

Illinois.

(2) "City" means the area within the corporate limits of a municipal corporation, and the zone adjacent to and commercially a part of such municipal corporation.

(c) Ranges of live cattle prices. (1) The following table gives the ranges of live cattle prices in dollars per hundredweight for each of the zones and markets described in paragraph (b) of this sec-

RANGES OF LINE CAPTER PRICES

	~		سدد عد.ب			
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Chicaling Good Commercial Little Commercial		310, 16 12, 10 10, 11		317.75 14.75	717.01 17.27 17.27 18.07 11.09	SILP ILP US
	Zoz	24	Zoz	25	Zoo	26
	Nexi-	Mini- mum	Maxi-	lin.	Year EE	Mr.
Ci	91.00 12.00 10.00 7.00 8.10	315, 10 12, 6 11, 11 0, 11 6, 51 7, 60	15.15 12.4 12.4 12.41 7.55	8.1.	7.0 1.0 124 124 124 124 124 124 124	MACO ILC ILC S.J C.II Z.C
			-	- C		
	Z		Zon	ic a	2.01	
	Moxi- mum	l'Inl- mum	Mosi-	Mini- Eur	HTZ:-	Mini mum
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	<u> </u>		Zez		Zez	2 12
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Commercial	Maxi- mum 747.03 12.75 12.75 12.75 12.75 8.64 0.25	Mini-	Zen Maxi- mum 310,80 11,250 11,250 11,250 11,250 11,250 11,250	Mina- mum SLLC HAUT HAUT GCL	Zen Mexi- mum SIC. II II. II II. III. S. II. 9. Co	Pline Fun CL.SS ILLS 9.21 C.CO 7.81
Commercial	Maxi- mum 917.00 12.77 13.00 10.77 8.04 0.27 Zen Maxi-	Mini-	Zen Mass- mum Mass- ir 65 ir 86 ir 8	Mini-	Zen Mexi- mum SIC. II II. II II. III. S. II. 9. Co	Minimum Miles Miles Miles O.21 C.00 7.81
Chrise Geri	Maxi- mum HZ-00 13-00 10-70 8-00 200 Maxi- mum Cic. 00 11-00	SILES	Zen Mess- Film Mess- 12.50 12.	Mini- mini- str.c it.c it.c c.c c.c it.c c.c it.c c.c it.c c.c it.c c it	Zer Mexi- Mile St. C. C. L. C. S. E. Q. C. Mexi- Mexi- Mile Mile Mile Mile Mile Mile Mile Mile	TLSS LL
Chrise Gerl	Maxi- mum HZ-00 13-00 10-70 8-00 200 Maxi- mum Cic. 00 11-00	SILES	Zen Mess- Film Mess- 12.50 12.	Mini- mini- str.c it.c it.c c.c c.c it.c c.c it.c c.c it.c c.c it.c c it	Zer Meximum St. 1. 2	TLSS LL
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Chrise Geri	Maxi- mum  11.00 1	SIL 6 C T C T C T C T C T C T C T C T C T C	Zon  Mone  Mone  17 Co  18 Co  2 Co  Mone	Mini- Eum St. C. H. U. G. C. T. U. G. C. U. G	Zen Mennen Signatur 12 S. E. G. C. S. E. G. C. Mennen M	Min. S.
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RANGES OF LIVE CATTLE PRICES-Continued

İ	Zon	e 19	Zon	e 20	Zone	21
	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum
Choice	\$17.60 16.30 13.55 11.55	\$16.·10 14.80 12.05 10.05	13.55 11.25	12.05 9.75	\$17. 15 15. 90 13. 10 10. 85	\$15.65 14.40 11.60 9.35
Cutters Bologna Bulls	8.70 10.05	7. 20 8. 55	8.40 9.75	6.90 8.25	8.10 9.40	6. 60 7. 90
	Zon	ie 22	Zor	ie 23	Zon	e 24
	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum	Maxi- mum	Mini- mum
Choice	\$17, 20 16, 05 13, 25 10, 95	\$15.80 14.55 11.70 9.45	\$17.45 16.15 13.35 11.05	\$15.95 14.65 11.85 9.55	\$17.60 16.30 13.50 11.20	\$16. 10 14. 80 12. 00 9. 70
Canners and Cutters Bologna Bulls	8.20 9.50	6.70 8.00	8.30 9.60	6.80 8.10	8.45 9.75	6.95 8.25
	Ch	icago	Hou Dall Wor Pass An	iston, as, Ft. th, El o, San tonio		ian- olis
	Maxi	Mini mun	Maxi mun	Mini	Maxi- mum	Mini- mum
Choice Good	\$17.00 15.78 13.00 11.00	\$15.56 5 14.2 11.56 9.5	0 \$16, 3 5 15, 10 0 12, 3 0 10, 3	\$14.8 13.6 10.8 5 8.8	5 \$17. 05 0 15. 80 5 13. 05 5 11. 05	\$15, 55 14, 30 11, 55 9, 55
Canners and Cutters Bologna Bulls.	8. 2 9. 5	6.7 8.0		6. 10 7. 3	9. 53 5 9. 53	6.80 8.05
	Siou	asCity naha, x City foseph	St.	Paul		vaukee dahy
	Max		l-Max	Min mun		
Choice	_ 10.6	5 \$15.1 5 13.8 0 11.1 0 9.1	5 \$16.7 5 15.3 0 12.6 0 10.6	0 \$15.2 5 13.8 0 11.1 0 9.1	0 \$16.9 5 15.6 0 12.9 0 10.9	\$15.40 5 14.15 0 11.40 9.40
Cutters Bologna Bulls.	7.8	5 6.3 0 7.6	5 7.8 0 9.1	5 6.3 0 7.6	8. 1. 0 9. 4	
	Na Stock	tional k Yard	St.	Louis	Siou	x Falls
	Max mun	i- Min mur	i-Max mun		i- Maxi mun	Mini- mum
Choice	12.9 10.9	0 11.4	10 \$16.9 15 15.6 10 12.9 10 10.9	90 11.4	15 15.3 10 12.5 10 10.5	5 11.05 5 9.05
cutters Bologna Bulls.			35 8.1 00 9.4		35 7.8	0 6.30

RANGES OF LIVE CATTLE PRICES-Continued

	Spol	kane
	Max- imum	Min- imum
Choice	16.30	7.15

(2) The ranges of live cattle prices given in subparagraph (c) (1) of this section apply at each slaughtering plant located within the applicable zone or market and include expenditures for freight, feeding and bedding but exclude any payments or allowances for brokerages commissions or vardage.

ages, commissions or yardage.

(d) Conversion factors for determining the dressed weight equivalents of live weights. The standard dressed carcass yields (conversion factors for determining the dressed weight equivalents of live weights), which shall be applicable throughout the United States for purposes of determining compliance with the provisions of paragraph (3) of the Economic Stabilization Director's Directive on Livestock Slaughter Payments of October 26, 1943, and the provisions of this Maximum Price Regulation No. 574 and the provisions of all regulations and amendments issued in accordance with paragraphs (3) and (6) of such directive by the Defense Supplies Corporation are:

Grade:	Dressea carcass vield. percent		
Choice			
Good			
Commercial			
Utility			
Canner and cutter			
Bulls of canner and cutter	grade 53		

ARTICLE IV—MAXIMUM PERCENTAGE OF SLAUGHTER OF GOOD AND CHOICE CATTLE

SEC. 14. Slaughterers limited in the percentage of good and choice cattle which they may slaughter or deliver as meat. (a) Applicability of this section. (1) The provisions of this section shall be applicable to any slaughterer who slaughters during any accounting period 5 or more cattle.

(2) The provisions of this section shall not apply to cattle slaughtered by a farm slaughterer who has raised such cattle, or fed such cattle for more than 60 days.

(b) Percentage to be established by order The Price Administrator may, by order, establish the maximum per-

centage of good and choice cattle (on a dressed weight basis) which may be slaughtered by slaughterers or delivered as meat during any accounting period. Any order issued under this section may contain such terms, qualifications and exceptions as the Price Administrator deems necessary or proper in the interest of effective price control and distribution.

(c) Effect of slaughter in excess of maximum permitted percentage. Any person subject to the provisions of this section who, during any accounting period, slaughters or delivers as meat a greater percentage of good and choice cattle than provided for in an order issued under this section shall have the excess in pounds of good and choice cattle slaughtered considered as a part of the allowable amount of good and choice cattle which he may slaughter or deliver as meat during the following accounting period.

Example: Suppose the Price Administrator has established 50 percent as the maximum percentage of good and choice cattle (on a dressed weight basis) which slaughterers may slaughter during a particular accounting period. If a slaughterer slaughters one million pounds of cattle, dressed weight, during such period, 50 percent of this amount or 500,000 pounds would constitute the maximum permissible amount of good and choice grades.
If actually 700,000 pounds of the million pounds constitute good and choice grades, the slaughterer has exceeded the maximum permissible amount by 200,000 pounds. If the percentage of 50 percent were established for the succeeding accounting period and the slaughterer were to slaughter 900,000 pounds of cattle, dressed weight, only 250,000 pounds out of this amount could consist of good and choice grades, since 200,000 pounds would be considered as a part of the allowable amount of good and choice grades for the succeeding period. Two hundred thousand pounds subtracted from 450,000, the latter figure being 50 percent of 900,000 pounds, gives 250,000 pounds. Of the 900,000 pounds, dressed weight, slaughtered in the succeeding period, therefore, only 250,000 pounds may consist of good and choice grades. The remaining 650,000 pounds would have to be of grades other than good and choice.

(d) Authority. This section is issued under authority vested in the Price Administrator by Executive Order No. 9125, issued by the President on April 3, 1942; Executive Order No. 9280, issued by the President on December 5, 1942; Executive Order No. 9334, issued by the President on April 19, 1943; Directive No. 28, issued by the Economic Stabilization Director on January 10, 1945, and War Food Order No. 123, issued by the War Food Administrator on January 26, 1945.

# V---RECORD-KEEPING FORMS

# ARTICLE

keit hy blaughterens sumect to the inovisions of the requiration no 674 live boving animals (galtie price administration RECCION 11 OF HAXIMUM SECTION 11 OF HAXIMUM AND CALVES) OFFICE OF 1

Road instructions on reverse side before filling out Form

(Name of Blaugliterer)

(State) (City)
Period covered by this record: From (Street and Number)

(Mio.) (Day) (Yr.) (Mo.) (Day) (Yr.) (Calves slaughtered in \$

2 Total live weight of all cattio and calves slaughtered in this establishment produced of their of cettle flaughtered in this establishment produced of their of cettle flaughtered in this catabilishment proved on the flaughtered in this catabilishment of an anapproved sale (first, 0).

4 Join live weight of cattle included in tiem 3 slaughtered in this catabilishment (first 8).

5 Dree not exactly weight of cattle included in team 3 slaughtered in this catabilishment (first 8).

6 Average leaves weight of cattle included in them 3 claughtered in this catabilishment (first 8).

7 Cost of cattle included in the cattle included in them 3 slaughtered in this catabilishment (firmt 8).

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(Nume of 1911m; life r. r.)

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# TIO O FOR FILLING

1. Who defined use this forth, form No 60-2202 means the percent who owns the livestock of the fine rend who forms the livestock is followed the big of the fine of the control of the livestock is followed to the livestock is followed to the livestock is followed to the livestock is followed to the livestock of the livestock is followed to the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of the livestock of livestock of the livestock of

15. (Item 10, Column (c)). Divide the figure on each line of Column (b) by the total of Column (b) to obtain the percentage of beef in each grade. The total of the percentages should be 100.

16. (Item 11). Enter the sum of the percentages of "AA" and "A" beef as given in Item 10, Column (c).

17. (Item 12). Enter the maximum percentage of Good and Choice beef which may be slaughtered or delivered as meat by the slaughterer in the accounting period as specified by order of the Price Administrator (of the Office of Price Administration) for the period covered by this record.

18. (Item 13). Record the number of cattle slaughtered in this establishment during the accounting period which were excluded from Item 3 pursuant to paragraph (a) of Instruction 6.

19. (Item 14). Record the number of cattle slaughtered in this establishment during the accounting period which were excluded from Item 3 pursuant to paragraph (b) of Instruction 6.

20. (Items 15, 16 and 17 are self-explanatory).

Effective date. This regulation shall become effective January 29, 1945.

Note: The record-keeping and reporting provisions of this maximum price regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing

Issued this 29th day of January 1945.

CHESTER BOWLES, Administrator

[F R. Doc. 45-1761; Filed, Jan. 29, 1945; 4:09 p. m.]

#### Chapter XX-Office of Contract Settlement

[Reg. 12]

CLAIMS FOR RELIEF WITH RESPECT TO DEFECTIVE, INFORMAL, AND QUASI CONTRACTS

JANUARY 24, 1945.

Pursuant to sections 4 (b) and 17 (d) of the Contract Settlement Act of 1944, the following procedures relating to section 17 of the Act are prescribed:

- 1. Where claims should be filed. claim for relief under section 17 of the act shall be filed with the contracting agency which purported to make the prime contract, or whose officer or agent is alleged to have given the instructions or made the request to proceed, or placed the order for the materials, services or facilities in question. The contracting agency may require the claim to be filed with any appropriate division or officer thereof. Where the contracting agency with which the claim is filed considers that any other agency or agencies should consider the claim, it shall forward the claim and supporting papers to the Office of Contract Settlement with a statement of its reasons therefor and a statement of any information it has concerning the facts set forth in or bearing on the claim. The Director of Contract Settlement shall then consult with the interested agency or agencies and shall determine by what agency or agencies the claim shall be considered.
- 2. Form of claim. Any claim for relief under section 17 shall be submitted. in writing and, except as the contracting agency may otherwise provide, shall be under oath, shall be verified by the claimant or by a principal executive officer of the claimant, and shall be accompanied by affidavits of the representives of the claimant and other persons having knowledge of the relevant circumstances.
- 3. Claims not supported by a formal contract, valid or otherwise. If the claim is not supported by a formal contract, valid or otherwise, it shall be supported by such of the following in-

formation as is appropriate, and as may be required by the contracting agency which considers the claim:

- (a) The original or photostatic copies of any written instructions, and a full statement of any oral instructions, relied on.
- (b) Identification of any officer or agent upon whose authority to bind the contracting agency the claimant relied, together with a statement of the circumstances relied on in good faith by the claimant as indicating the existence of such authority.

(c) A full description of the materials, services, or facilities furnished or arranged to be furnished, and of their relation to the prosecution of the war.

- (d) A statement of when and to whom such materials, services, or facilities were furnished or were arranged to be furnished, and of the arrangements made for furnishing them, together with a description of any guaranties, warranties, or indemnities customarily furnished or specifically required in connection therewith.
- (e) A statement of all other action taken by the claimant with respect to the materials, services or facilities so furnished or arranged to be furnished and of any commitments that may have been made with third parties in reliance on the written or oral instructions or other request of the contracting agency to proceed, together with documentary evidence of any such commitments and a statement of any payments or settlements made with respect thereto.
- (f) A statement of the amount claimed, with a breakdown in sufficient detail to support the claim and certified by the claimant or its principal financial officer.
- (g) A statement of what steps have been taken to mitigate losses and reduce the claim to a minimum.
- (h) A statement of any payments or credits received or to be received on account of the materials, services, or facilities furnished or arranged to be furnished.
- (i) A statement of the salvage or recovery value of any such materials or facilities so arranged to be furnished but not disposed of.
- (j) A statement of whether any other claim for any part or all of the relief requested has been, or is being, submitted to any other Government agency or war contractor, and if so, of the action taken thereon.
- (k) Any additional information considered appropriate by the claimant or required by the contracting agency.
- 4. Claims supported by a defective formal contract. If the claim is supported by a formal contract which may be invalid because of a formal or technical defect or omission therein or in its authorization, the claim shall include a full statement of the relevant circum-

stances and of the relief requested, together with such additional information as the contracting agency may require. •

- 5. Careful investigation and justification required for relief. Claims for such relief shall be allowed only after careful investigation and determination that the facts justify the grant of relief within the authority of the act.
- 6. Investigation of claims: Settlement by agreement. The contracting agencies will promptly investigate all claims filed with them under section 17 of the act. Where a contracting agency settles such a claim by agreement, the settlement shall be embodied in a written agreement which shall release and discharge the Government from all liability on account of the furnishing of, or the arrangement to furnish, the materials, services, or facilities in question. Any such agreement involving payment to a claimant of an amount in excess of \$50,000 shall not become binding upon the Government until it has been reviewed and approved either by a board or by one or more individuals designated in the Bureau, division, regional or district office, or other unit of the contracting agency authorized to make the settlement, or in the event of disapproval by such board or individual or individuals, unless approved by the head of such bureau, division, regional, or district office, or other unit. Nothing herein shall be deemed to preclude the contracting agencies from also prescribing procedure for review and approval of agreements involving smaller amounts.
- 7. Procedure if claim not settled by agreement. Where a contracting agency fails to settle any claim by agreement or has so settled only a part of the claim, the procedure prescribed by section 13 of the act, governing the preparation of written findings and prescribing procedure for review and appeal, shall be applicable. Copies of any findings prepared by a contracting agency pursuant to section 13 of the act shall be forwarded to the Office of Contract Settlement.
- 8. Contracting agencies required to formalize obligations and commitments. Where an obligation or commitment created or incurred by a contracting agency might be invalidated because of a formal or technical defect or omission in a prime contract or in any grant of authority to an officer or agent who ordered materials, services, or facilities related to the prosecution of the war, the agency shall formalize the obligation or commitment within ninety days from notice to its headquarters office of the existence of such formal or technical defect or omission.
- 9. Regulations of contracting agencies. Any contracting agency may make or continue in effect any regulations not inconsistent herewith and shall file with the Office of Contract Settlement a copy of all such existing and future regulations and amendments thereto.

ROBERT H. HINCKLEY. Director

[F. R. Doc. 45-1797; Filed, Jan. 80, 1945; 10:11 a. m.]

[Reg. 10]

PART 8012—PLANT CLEARANCE AND PROPERTY

SUBPART A-TERMINATION INVENTORY

JANUARY 24, 1945.

Pursuant to the authority conferred upon me by section 4 (b) and section 12 of the Contract Settlement Act of 1944 the following policies, principles, methods, procedures and standards relating to the removal of termination inventories from plants of war contractors are prescribed for all contracting agencies.

Sec.

8012.1 General policy.

8012.2 Procedure for plant clearance.

8012.3 Subcontractors.

8012.4 Contractor's right to store at his own

8012.5 Contractor's right to remove or store at Government expense and risk, 8012.6 Need for early removal.

8012.6 Need for early removal. 8012.7 Cooperation in providing storage.

8012.8 Advance planning.

AUTHORITY: §§ 8012.1 to 8012.8, inclusive, issued under 58 Stat, 649.

§ 8012.1 General policy. The purpose of this regulation is to aid war contractors whether working under fixed price or cost-plus-a-fee contracts in expeditiously converting their plants to other production. To this end it shall be the policy of the contracting agencies to assure the speedly removal from plants of war contractors of all termination inventories, whether owned by the contractor or the government, not sold by or to the war contractor and not-stored by him under a storage agreement. To save storage and transportation expense the contractor should be encouraged to retain or sell at fair prices as much of the inventory as possible, and that inventory which is suitable only for scrap or salvage should be so declared and disposed of promptly. Suppliers of recognized commercial articles should be encouraged to accept return of their goods on an equitable basis. Only by these means can the problems of removal and storage be reduced to a workable basis.

The disposal of all termination inventories shall be in accordance with price policies presently in effect under regulations of the Surplus War Property Administrator or put into effect by the Surplus Property Board and with all appropriate regulations of the War Production Board and the Office of Price Administration. In order to further the purposes of the Contract Settlement Act of 1944 and section 36 of the Surplus Property Act of 1944, contracting agencies shall promptly, and in advance of termination if possible, agree with contractors and subcontractors on the proper disposition of termination inventories.

§ 8012.2 Procedure for plant clearance. The following general procedures will be observed by war contractors and the contracting agencies to effect plant clearance:

(a) As soon as possible after termination a war contractor desiring plant clearance shall file schedules of all termination inventory in his possession allocable to the terminated portion of the contract. These schedules shall be filed

on standard forms, and in accordance with standard instructions, provided by the contracting agency. Separate schedules with satisfactory classification and description shall be made, on the forms designated, of the following:

(1) Metals in mill product form (OCS Form 2a)

(2) Raw materials (other than metals) purchased parts, finished components, finished product and miccellaneous (OCS Form 2b),

(3) Work in process (OSC Form 2c), (4) Dies, jigs, fixtures and special tools, (OCS Form 2d). This does not include plant equipment provided under a separate contract or contract provision specifically governing the use or disposition thereof.

(b) On or with these schedules the contractor shall in accordance with the standard instructions:

 Make tender of title to the government for all contractor owned maternal listed;

(2) Make an offer for such of the listed material as he desires to retain;

(3) Make recommendation as to the material to be scrapped;

(4) Inform the contracting agency whether he has or can make available storage space for any or all of the material.

(c) Unless the contracting agency mails or delivers to the contractor a statement that the schedules are not satisfactory, together with a brief statement of their deficiencies, within ten days after receipt of the schedules by the contracting agency, the schedules will be deemed to be satisfactory in form. Acceptance of a schedule as satisfactory in form for storage or removal purposes will not affect the right of the contracting agency to require additional information on any listed item nor prejudice its right to contest the allocability of any of the items to the terminated war contract.

(d) Within 20 days following receipt of satisfactory inventory schedules the contracting agency shall, if practicable, notify the contractor which items (1) may be disposed of as scrap, (2) the government will require for its use, and (3) the war contractor will be permitted to retain at prices agreed upon.

(e) Within 60 days of the receipt of satisfactory inventory schedules, or such longer period as the contractor may agree, all termination inventory on the schedules not disposed of to or by the contractor shall be removed by the contracting agency or stored under agreement with the contractor in space made available by him on terms and conditions negotiated by the contracting agency and the war contractor.

§ 8012.3 Subcontractors. If a subcontractor wishes to start the running of the plant clearance period he may do so by submitting copies of his inventory schedules directly to the contracting agency at the same time as he files with his next higher tier contractor. These schedules shall be accompanied by such evidence as the contracting agency deems necessary to show that the material is allocable

to the terminated portion of the con-

§ 8012.4 Contractor's right to store at his own risk. A war contractor may at any time remove from his plant and store on his own premises or elsewhere any of the above materials at his own risk. The war contractor will use reasonable care in the transportation and preservation of material so removed and stored, and will comply with any directions or specifications covering removal, preservation, transportation and storage which may be issued by the contracting agency. The war contractor is entitled to be reimbursed for the reasonable cost of (1) necessary or appropriate transportation, preservation, protection and storage, and (2) compliance with any directions or specifications in connection therewith issued by the contracting agency. Ordinarily, charges for storage of termination inventory prior to the expiration of the plant clearance period will not be deemed a reasonable settlement expense.

§ 8012.5 Contractor's right to remore or store at Government expense and risk: If the contracting agency fails to arrange for storage by the war contractor or to remove any termination inventory within 60 days after its receipt of a satisfactory inventory schedule (or within such longer period as the contractor may agree) the contractor may remove and store at the government's expense and risk, any or all those materials remaining, using reasonable care in the transportation and preservation of materials so removed and stored. The words "at the government's expense and risk" mean, among other things, that the contractor is not required to insure such materials. He must, however, comply with section 12 (d) of the Contract Settlement Act which reads in part as follows:

If any war contractor intends so to remove any claimed termination inventory, he chall deliver to the Government agency concerned written notice of the date fixed for removal and a statement showing the quantities and condition of the materials so to be removed, certified on behalf of the war contractor to have been prepared in accordance with a concurrent physical inventory of such materials. Such notice and statement shall be delivered at least 20 days in advance of the date fixed for removal and may be delivered before or after the expiration of the period specified under subsection (c) of this section. If the Government agency fails to check such materials, at or before the time of their re-moval by the war contractor, a certificate of the war contractor specifying the materials shown on such statement which were so removed, and filed with the Government agency concerned within thirty days after the date fixed for removal, shall constitute prima facto evidence against the United States as to the quantities and condition of the materials co removed, and the fact of their re-

§ 8012.6 Need for early removal. The above procedures set forth the maximum pariods of time that should elapse. Every effort should be made by the contracting agencies to remove or store the material in less than 60 days after receipt of satisfactory inventory schedules.

Plant-equipment is covered in OCS Regulation 4, § \$ 8012.51 to £012.53 (9 F.R. 11964).

<sup>\*</sup>This rection refers to the 63-day plant clearance period.

§ 8012.7 Cooperation in providing storage. War contractors must appreciate the tremendous storage and transportation problem involved in removal of termination inventories, and will therefore be expected to cooperate by making available all possible space for storage on suitable terms.

§ 8012.8 Advance planning. It is important that war contractors be made aware of the functions they will be expected to perform under this regulation. They should be encouraged without relaxing war production to plan ahead for plant clearance and in particular to plan with contracting agencies as to the best means of disposal of materials covered by this regulation. Contracting agencies will so far as possible review such plans with war contractors to the end that arrangements for prompt plant clearance and storage may be arrived at in advance of termination.

#### ROBERT H. HINCKLEY, Director

[F R. Doc. 45-1795; Filed, Jan. 30, 1945; 10:11 a. m.1

#### [Reg. 11]

PART 8013—PRESERVATION OF RECORDS

AUTHORIZATION TO WAR CONTRACTORS UNDER CERTAIN CIRCUMSTANCES TO DE-STROY RECORDS IF PHOTOGRAPHS OR MICROPHOTOGRAPHS ARE MADE AND RE-TAINED

#### JANUARY 24, 1945.

Pursuant to sections 4 (b) and 19 (a) of the Contract Settlement Act of 1944, the following policies, principles, methods, procedures, and standards are prescribed to govern the destruction of records of war contractors.

8013.1 Scope of regulation. 8013.2

Certain definitions. Authorization to destroy if photo-8013.3

graphs are retained.

8013.4 Features which photography would

not clearly reflect.

Arrangement, classification and self-8013.5

identification of records.

8013.6 Minimum standards for film and

processing. Certificate of authenticity.

8013.7

8013.8 Additional special requirements for microfilm.

Indexing and retention of photo-8013.9

AUTHORITY: \$\$ 8013.1 to 8013.9, inclusive, issued under 58 Stat. 649.

§ 8013:1 Scope of regulation. Except as indicated below in this section, this regulation applies to (a) any records of a war contractor relating to the negotiation, award, performance, payment, interim financing, cancellation or other termination, or settlement of a war contract of \$25,000 or more. (b) any records of a war contractor and any purchaser relating to any disposition of termination inventory in which the consideration received by any war contractor or any Government agency is \$5,000 or more, and (c) any records of a war contractor which by the war contract are required on termination to be preserved or made available. The terms "war contract" and "war contractor"

have the same meaning herein as in the Contract Settlement Act of 1944. The term "war contract" is not limited to terminated contracts but, except where otherwise limited by the context, includes also continuing or completed contracts. However, nothing herein shall affect the requirements of the Comptroller General of the United States for preservation and submission of original and supporting records in connection with cost-plusa-fixed-fee contracts. Nothing herein shall be construed (a) as requiring the photographing of records of war contractors, or (b) as prohibiting the destruction of records the destruction of which is not otherwise prohibited, or (c) as affecting the requirements relating to records under any law other than the Contract Settlement Act of 1944.

§ 8013.2 Certain definitions. As used herein, the term "records" includes, but is not limited to, books, ledgers, checks and check stubs, payroll data, vouchers, memoranda, correspondence, inspection reports; and certificates. "photograph" "photograph" The terms "photographing" and "photography" include, but are not limited to, "microphotograph" "microfilm", "microphotographing" and "microphotography."

§ 8013.3 Authorization to destroy if photographs are retained. Subject to the provisions of § 8013.1 hereof, any records to which this regulation applies and which can be reproduced through photography without loss of their primary usefulness may be destroyed. Provided. however That clearly legible photographs thereof are made and preserved in accordance with the conditions and standards set forth herein. Any number of copies of the record may be destroyed, provided one such photograph of the record is preserved.

§ 8013.4 Features which photography would not clearly reflect. If there is any significant characteristic, feature, or other attribute of a record which photography would not clearly reflect, as for example that the record is a copy, or is an original, or that certain figures thereon are red, the record shall not be destroyed unless prior to being photographed it is marked so that the existence of such characteristics, feature, or other attribute is clearly reflected. When a number of the records to be microfilmed have in common any such characteristic, feature, or attribute, an appropriate notation identifying the characteristic, feature, or attribute with the records to which it applies may be placed at the beginning of the roll of film instead of on the individual records.

§ 8013.5 Arrangement, classification and self-identification of records. At the time of photographing, the records shall be so arranged, classified and selfidentified as readily to permit the subsequent examination, location, identification and reproduction of the photographs thereof.

§ 8013.6 Minimum standards for film and processing. The minimum standards for film and processing used in the production of photographs shall be those set forth in the "Standards for Temporary Records Photographic Microcopying Film" issued by the National Bureau of Standards under date of October 25, 1943, and attached hereto as Exhibit A.

§ 8013.7 Certificate of authenticity. The photographs shall have attached thereto a certificate or certificates that the photographs are accurate and complete reproductions of the records submitted by the war contractor or purchaser and that they have been made in accordance with the standards and requirements set forth in this regulation. Such certificate or certificates shall be executed by a person or persons having personal knowledge of the facts covered thereby.

§ 8013.8 Additional special requirements for microfilm. In the case of microphotographs, a microfilm of such certificate or certificates shall be photographed on each roll of film. The photographic matter on each roll shall commence and end with a frame stating the nature and arrangement of the records reproduced, the name of the photographer and the date. Rolls of film shall not be cut. Supplemental or retaken film, whether of misplaced or omitted documents or of portions of a film found to be spoiled or illegible or of other matter, shall be attached to the beginning of the roll, and in such event the certificate or certificates referred to in § 8013.7 above shall cover all such supplemental or retaken film and shall state the reasons for taking such film.

§ 8013:9 Indexing and retention of photographs. The photographs shall be indexed and retained in such manner as will render them readily accessible and identifiable and will reasonably insure their preservation against loss by fire or other means of foreseeable destruction. They shall be retained for the period of time during which, except for this regulation, the destruction of the original records would have been prohibited.

#### ROBERT H. HINCKLEY, Director

EXHIBIT A-STANDARD FOR TEMPORARY RECORD PHOTOGRAPHIC MICROCOPYING FILM

(Gelätin-Silver Halide Emulsion Type)

The exposed and processed film shall be of such a type that no serious loss in the quality of the image shall result within five years after processing when the film is kept under ordinary storage conditions. All film shall be of 16 mm or 35 mm size either perforated or unperforated as specified.

#### DETAILED REQUIREMENTS

Film base. The film base shall be the slow burning cellulose-acetate type known as "safety" film. The thickness of the film base and emulsion shall be 0.0055±0.0010 inch.

Emulsion. The emulsion or light sensitive coating shall be composed of silver-halide crystals of a size distribution entirely suitable for microcopying use, uniformly dispersed in a thin layer of high grade gelatin on one side of the film base. The whitelight and spectral sensitivities shall be such that accurate and complete copies of the documents are obtained with the usual exposure and development technique.

Processing. The film shall be developed with the usual organic developing agents such as "Metol" hydroquinone, glycin, etc., compounded to produce a silver image essentially black. Developers producing stained or colored images are not to be used. The

films shall be fixed in the usual sodium thiosulphate fixing bath. Fixing boths containing ammonium thiosulphate shall not be used. No intensification or reduction of the developed image is permitted.

Hypo content of emulsion. The hypo (sodium thiosulphate) content of the processed film shall not exceed 0.02 mg per square inch of film. The hypo content shall be determined by the method of Crabtree and Ross in the Journal of the Society of Motion Picture Engineers, Vol. 14, p. 419 (1930). One square inch of film (15%" of 16 mm film or 34" of 35 mm film) is immersed in a shell vial 34" x 4" containing 10 ml of the following solutions:

Potassium bromide\_\_\_\_\_ 25 grams Mercuric chloride\_\_\_\_\_ 25 grams Water to make \_\_\_. 1 liter

After the sample has remained in the above solution for 15 minutes the turbidity is compared with that of three similar shell vials containing the above solution, one with no hypo, one with 0.02 mg, and one with 0.03 mg hypo (Na.S.O). The comparison is made in a darkened room using a mercury lamp for illumination. The shell vials should rest on a black surface, the light entering from one side of the vials. The criterion is that the turbidity of the tested solution should not exceed that of the one having 0.02 mg of hypo.

Flexibility. Flexibility is determined by means of a Pfund folding endurance tester used as described by Weber and Hill, National Bureau of Standards Miscellaneous Publication M158, obtainable from the Superintend-

ent of Documents, Government Printing Office, Washington, D. C., Price 5 cents.

Processed film, condition at 65% relative humidity, shall stand at least 16 single folds in the Pfund tester (19 mm between jaws) without breaking. Film aged 72 hours at 100 C and conditioned at 65% relative humidity shall not lose more than 25% in folding endurance of the original sample.

Burning time test. A sample 16 inches long shall be cut from the 16 mm or 35 mm film to be tested. All gelatin layers shall be removed by washing in warm water or treatment with an enzyme such as pancreatin. After drying for at least 24 hours, the sample shall be marked 2 inches from each end and perforated with holes approximately 0.12 inch in diameter along one edge at intervals of about 11/4 inches, if sample is not already perforated. A wire having a diameter of not more than 0.020 inch shall be threaded through the perforations on one side at points approximately 11/4 inches apart.

The wire holding the dried sample is stretched horizontally between two supports permitting the sample to hang vertically from it. The bottom corner of one end of the sample is ignited. The time which elapses from the moment the flame reaches the first mark until the flame reaches the second mark shall be recorded as the burning time. If the sample does not ignite or if it does not completely burn, the burning time is recorded as infinite. The test shall be made in a room free from draughts. At least three tests shall be made. The burning time shall not be less than 45 seconds.

NATIONAL BUREAU OF STANDARDS. October 25, 1943.

[F. R. Doc. 45-1796; Filed, Jan. 30, 1945; 10:11 a. m.]

#### TITLE 43—PUBLIC LANDS: INTERIOR

#### Chapter I-General Land Office

Appendix-Public Land Orders

[Public Land Order 261]

#### Washington

ORDER WITHDRAWING PUBLIC LANDS FOR USE OF THE WAR DEPARTMENT FOR MILITARY

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the public lands in the following-described areas are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the War Department for military purposes:

#### WILLAMETTE MERIDIAN

T. 13 N., R. 23 E., Secs. 2 and 3, these portions of two un-platted islands in the Columbia River;

Sec. 12, S½S½. T. 11 N., R. 24 E., Sec. 2, lots 3, 4, and S½NW¼. T. 12 N., R. 24 E.,

Secs. 14, 24, and 26. T. 13 N., R. 24 E. 8ec. 22, SW!\SE!\(\), Sec. 24, N\\(\)NE!\(\).

T. 11 N., R. 25 E., Sec. 2, lots 1, 2, 3, 4, and S!\(\frac{1}{2}\)\(\text{IIE}\)!4; Sec. 4, lot 1;

Sec. 6, lots 2, 8, 4, 5, SEMWM, and SWMNEM.

T. 12 N., R. 25 E.

Eccs. 6, 8, 18, and 30; Sec. 20, W/4, E/4NE/4, and NE/4SE/4; Sec. 32, NE/4NE/4,

T. 13 N., R. 25 E.,

Sec. 4, lot 1;

Sec. 14, SE/(NE/1, Sec. 18, lots 3, 4, E//SW/1, and S//SC/1; Sec. 20, NW/(SE/1,

Sec. 28; Sec. 32, S½. T. 14 N., R. 25 E.,

Sec. 28, SE/4.
Sec. 34, NE/4SV/4 and NW/4SE/4.
T. 10 N., R. 26 E.,
Sec. 10, NE/4SE/4.

T. 11 N., R. 26 E.,

Secs. 6, 8, 12, 14, and 24; Secs. 22, NP!{NP!{. T. 13. N., R. 26 E., Sec. 30.

T. 14 N., R. 26 E., Sec. 4, NW!4SW!4,

Sec. 18, lots 3, 4, and E128W13.

T. 10 N. R. 27 E., Sec. 2, NW14 and S14. Sec. 4, lot 1, N12NL14, SW14NL14, NW14, and W12SW14.

Secs. 6, 8, and 18; Sec. 20, lot 2.

T. 11 N., R. 27 E., Sec. 4, E½, Sec. 6, lots 6, 7, and E½SW¼;

Secs. 8, 10, 12, and 18; Sec. 20, W/2 and SE/3; Secs. 24, 28, 30, and 32.

T. 12 N., R. 27 E. Sec. 4, NE!(3E!(4, Sec. 8, SW!(NW!(4, BW)(4, NW!(3E!(4, and 5½5E!4. Sec. 12, E½8E!4:

Secs. 22, 28, 32, and 84.

T. 13 N., R. 27 E., Sec. 2, lots 3, 4, 5, 6, 8W!(ND!), SD!(NW!), SB!(SB!), D!(SW!), NW!(SW!), and WISEIA.

Sco. 12, NE'(, Sco. 14, N'/NE'(, SE'(NE'(, and NE'(SE'(, Ecc. 24, NE'(NW'(, N'/NE'(, and SE'(NE'(), Ecc. 23, N/2 and N/2SE/4. T. 14 N., R. 27 E Ecc. 8, E%SE!4, Sec. 10, SE/4, Sec. 12 and 14; Scc. 22, NE14. Ecc. 26, NE!4. Sec. 23, NigNEi4 and SEi4NEi4. Sec. 34, lots 1, 2, 3, 4, 5, and NE/4NE/4. T. 10 N., R. 23 E, Sec. 6 and 8: Sec. 18, N%NE!4. T. 12 N., R. 23 E., Sec. 2, lot 4, SWI4NEW, SI2NWW, and SWI4.

T. 13 N., R. 23 E., Sec. 6, SE!4; Ecc. 8, NE Scc. 26, W/2, Scc. 34, W/2NW/4, W/2SW/4, SE/4SW/4, and 81/25E1/4.

Sec. 14, 105 6 and SE!4NE!4.

The areas described, including both public and nonpublic lands, aggregate approximately 89.336 acres.

This order shall be subject to (1) the withdrawal made by the Executive or-der of October 24, 1916, Power Site Reserve No. 556, and (2) the transmission line withdrawals of January 27, 1925, and September 11, 1929 (Federal Power Commission Projects Nos. 579 and 1020), so far as such withdrawals affect any of the above-described lands.

This order is subject to the condition that the War Department or its permittees will not construct any permanent improvements on, or damage the agricultural value of the reclamation lands detural value of the fediamation lands described as the SE¼ sec. 28, T. 14 N., R. 25 E., NW¼SW¼ sec. 4, T. 14 N., R. 26 E., SE¼SE¼ sec. 2, NE¼ sec. 12, NE¼ sec. 14, T. 13 N., R. 27 E., NE¼ sec. 12, T. 14 N., R. 27 E., lot 4, SW¼NE¼, SEL/NWW SWU sec. 2 SEL/NE¼ sec. SE'4NW'4, SW'4 sec. 2, SE'4NE'4 sec. 14, T. 12 N., R. 28 E., SE¼ sec. 6, W½ sec. 26, W½W½, SE¼SW¼, and the S½SE¼ sec. 34, T. 13 N., R. 23 E., W. M. This order shall take precedence over

but not modify (1) the withdrawal for classification and other purposes made by Executive Order No. 6364 of February 5, 1935, and (2) the withdrawal orders made by the Secretary of the Interior for reclamation purposes of December 22, 1905, August 4, 1910, February 5, 1917, April 26, 1937, and December 21, 1943.

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior and any other Department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

> ARE FORTAS. Acting Secretary of the Interior.

JANUARY 24, 1945.

[P. R. Doc. 45-1765; Filed, Jan. 29, 1945; 4:49 p. m.]

In this article (p. 426) the sensitivity of the mercuric chloride test is given as 0.05 mg of hypo without stating the volume of solution or area or length of film. This value is obviously for 1 foot of film since with ordinary care 0.005 mg per frame of 35 mm film (1 square inch) is detectable.

# TITLE 47—TELECOMMUNICATION Chapter I—Federal Communications Commission

STANDARD BROADCAST APPLICATIONS

STATEMENT OF PROCEDURE 1

Procedure to be followed in handling standard broadcast applications under the January 16, 1945, supplemental statement of policy.

On January 16, 1945, the Commission issued a supplemental statement interpreting its policy of January 26, 1944.

2. In order to carry out the policy, applications for new standard broadcast stations or for changes in facilities will be handled in the following manner:

(a) Applications filed prior to January 26, 1945, upon which the Commission has taken no action. All applications in this category will be held in status quo unless:

(1) The applicant files a petition requesting the Commission to proceed with the processing of his application for a decision under the supplemental statement of policy of January 16, 1945. Upon receipt of such petition the application will be processed and if the requirements of the supplemental statement of policy are met and the Commission finds that the granting of the application is in the public interest, a conditional grant will be issued. If the Commission's examination indicates that the requirements of the supplemental statement of policy have not been met the application will be designated for hearing and promptly heard on that single issue. If the hearing establishes inability to comply with the supplemental statement of policy, the application will be denied. Under § 1.369, F C. C. rules, the effect of this would be to prohibit consideration of a similar application of the same applicant for facilities to serve the same area in whole or in part for a period of one year.

(2) The Commission on its own motion removes an application from the pending file and designates it for hearing for the purpose of determining issues which in the Commission's opinion would require a hearing even if no question as to availability of materials and manpower were presented. If after a hearing it appears that such applications could, except for the supplemental statement of policy, possibly be granted, they will be returned to the pending file. On the other hand, if it appears that the record made on the other issues requires a denial, such action will be taken.

(b) Applications filed prior to January 26, 1945 which have been designated for hearing but no hearing has been held. All applications in this category will be retained in status quo and the hearing continued until further notice unless:

(1) The applicant petitions the Commission to proceed with the hearing in the light of the supplemental statement of policy adopted January 16, 1945.

(2) The Commission on its own motion determines that the hearing should go forward for the purpose of determining issues other than those pertaining to the availability of manpower and materials,

After hearing, all such cases will be disposed of in the manner set forth in paragraph (a)

(c) Applications filed prior to January 26, 1945, in which a hearing has begun but the record has not yet been completed. In cases in this category, the Commission will proceed with hearings for the purpose of completing the record. Upon completion of the record the case will be held in the pending file unless it appears that it can be granted under. the terms of the supplemental statement of policy, or unless the applicant petitions for a determination on the merits in the light of this policy. Consolidated proceedings involving applications as to which hearings have begun and in addition applications as to which hearings have not yet begun will be treated under this category.

(d) Applications filed prior to January 26, 1945, as to which hearings have been concluded. The Commission will announce decisions in cases which have been heard where:

(1) A grant is possible under the terms of the supplemental statement of policy of Japuary 16, 1945

of January 16, 1945.

(2) A denial is necessary regardless of the availability of materials or man-power.

No action will be taken in cases where a grant would be possible except for the supplemental statement of policy.

(e) Applications filed subsequent to January 26, 1945. All such applications will be processed and determined in accordance with the supplemental statement of policy. If the application meets the conditions of this policy and is otherwise in the public interest, a conditional grant will be made. If the application does not meet the requirements of the supplemental policy, it will be designated for hearing and promptly heard on that single issue. If, as a result of such hearing, it is established that the requirements of this policy are not met the application will be denied. (See § 1.369 FCC rules)

3. When manpower and materials again become available and conditions permit the resumption of normal licensing practices, the Commission will make an appropriate announcement and will provide a period of not less than 60 days for the filing and processing of new applications prior to taking any action on the cases retained in the pending files during the period that the statement of policy of January 26, 1944 as supplemented January 16, 1945, was in effect. Provision will also be made for the bringing up to date of all applications retained in the pending files. These procedures, it is believed, will prevent any inequity from resulting to persons who do not file applications during the period that the present policy remains in force.

Dated: January 25, 1945.

[SEAL] FEDERAL COMMUNICATIONS
COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 45-1800; Filed Jan. 30, 1945; 11:22 a. m.]

# TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce

PART 95—CAR S\_RVICE [2d Rev. S. O. 259]

SHIPMENT OF IRISH POTATOLS

At a Session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of January, A. D. 1945.

It appearing, that Irish potatoes grown and harvested in certain sections of California, Idaho, Oregon and Maine described in Appendix A hereto are urgently needed to supply the Armed Services.

It further appearing, that to provide and insure an adequate supply of such potatoes, for the Armed Services, Marvin Jones, War Food Administrator, has issued December 8, 1944, Title 7—Agriculture, Chapter XI-War Food Administration. War Food Order No. 120, Part 1405—Fruits and Vegetables, § 1405.48 effective at 12:01 a. m., e. w. t., December 11, 1944 (9 F.R. 14475) which provides that "no person shall ship Irish potatoes from any area included in the territorial scope of this order (described in Appendix A hereto) until he has applied to the Director for and he has received from the Director a permit to ship the particular

It further appearing, that the War Food Administrator has written to the Director of the Office of Defense Transportation on December 9th and 16th, 1944, advising of the urgent needs of the Armed Services and that a conservative estimate is that about 5.000 carloads of these potatoes will "be shipped to western dehydration plants and to ports of embarkation for shipment overseas", resulting in a "tremendous saving in car miles and car days" because of the diversion of shipments from commercial destinations east of the Mississippi River to such western destinations over shorter routes.

It further appearing, that the War Food Administrator has written to the Director of the Office of Defense Transportation on January 24, 1945, advising that extension of this order to cover Aroostook County, Maine, will conserve car miles and car days:

It further appearing, that the Director of the Office of Defense Transportation has requested this Commission to take such action as it deems appropriate and necessary.

It further appearing, that railroad freight cars, both box and refrigerator, are urgently needed; that the diversion of approximately 5,000 carloads of potatoes into short haul channels will savo car days and contribute substantially to the short car supply; the Commission is of opinion that an emergency exists requiring immediate action in the sections of the country described in Appendix A hereto: It is ordered, that:

(a) Definition. As used in this order the term "Irish potatoes" means any and

<sup>1</sup> Affects Parts 1, 2 and 3.

all varieties of the edible tuber of the species Solanum tuberosum.

(b) Permit required for transportation by common carrier by railroad of Irish potatoes. No common carrier by railroad subject to the Interstate Commerce Act shall transport or move a railroad freight car or cars loaded with Irish potatoes, from any section described in Appendix A hereof, unless or until such carrier has knowledge prior to the transportation or movement of such car or cars that a permit authorizing the shipment of such Irish potatoes has been issued by the War Food Administrator pursuant to the provisions of War Food Order No. 120 or supplements thereto or successive issues thereof.

(c) Exemptions. The requirements of pargaraph (b) of this order shall not apply to any transportation or movement of Irish potatoes for the shipment of which no permit is required by the provisions of War Food Order No. 120, supplements thereto or successive issues thereof, or by reason of any exemption made or relief granted under that order.

(d) Application. (1) The provisions of this order shall apply to intrastate as well as interstate commerce.

(2) The provisions of this order shall apply only to cars loaded with Irish potatoes shipped on or after the effective date hereof.

(e) Effective date. This order shall become effective at 12:01 a. m., e. w. t., January 31, 1945.

(f) Expiration date. This order shall expire at 12:01 a.m., e. w. t., May 1, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U.S.C. 1 (10)-(17))

It is further ordered, that this order and direction shall vacate and supersede Revised Service Order No. 259 on the effective date hereof; that copies of this order and direction shall be served upon the State railroad regulatory bodies of each State named in Appendix A hereof, or as same may be amended, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL]

W. P BARTEL Secretary.

#### APPENDIX A

SECTION No. 1. The county Malheur in the State of Oregon and the State of Idaho except the county of Idaho and all counties north thereof in the State of Idaho.

SECTION No. 2. The countles of Crook, Deschutes, and Klamath in the State of Oregon and the counties of Modoc and Siskiyou in the State of California.

SECTION No. 3. The county of Arcostook in the State of Maine.

[F. R. Doc. 45-1791; Filed, Jan. 30, 1945; 11:23 a. m.]

#### Notices

#### DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

[Corrected No. 40]

Gooding Division, Miniboka Project

NOTICE THAT WATER IS READY FOR DELIVERY TO NEW LANDS

DECEMBER 30, 1944.

Pursuant to the provisions of article 64 of the contract of September 21, 1927. between the United States and American Falls Reservoir District No. 2, notice is hereby given that:

Water is available for the following

	Irr	[උ <b>ෘච්</b> ර හ	rea
Description -	Public (entered units only)	Pri- vate	Etato
. 48., R. 14 E., Boise Merid-			
		<b>33.0</b>	
Ecc. 35: SE; (SE) (			7.8
NE 48W 1			7.8 11.2
8W 48W 4			5.6 20.5
NE!48E!4		2:1	
NE'(SE') NW'4SE'( SE'(SE') 4 S. R. 15 E., Boks		8.3 4.8	
4 S., R. 15 E., Boke			
Fec. 31: SE!4SW!6		37.0	
Resident			
Sec. 19: SE!{NE}{ Sec. 20: NW!{NW!{	·3	25.3 10.0	*******
SW '4N W !4		10.0	
Sec. 25: NE!{SE!{ Form unit A	70.0	0.63	
Form unit AForm unit B	72.0 89.0		
Sec. 27: Farm unit A	163.0 60.0		
SE!4SW14	10.0	37.0	********
Form unit A	71.0 82.0		
Can Ch	ı		
Farm unit A	0.0 73.0		
Farm unit D	ci.o		
Farm unit E	67.0 63.0 63.0		
Farm unit F.	63.0		
Sec. 50: Farm unit B	72.0	ļ	
Form unit C	72.0 23.0		
Form unit A Form unit D	72.0		
SW!4NE!4		<b>3.0</b>	
NEGANIA		2000 2000 2000 2000 2000 2000 2000 200	
SEZNWZ		3.0	
NE'48W 2		25.0	*******
Form unit D. SW 4NE 4. NW 4NW 4. SW 4NW 4. SE 4NW 4. NE 4SW 4. NE 4SW 4. NE 6SE 3.		1 220	
Form unit B	23.0 84.0 87.0 81.0	******	
Farm unit E Farm unit F	87.0		
NWYNEY SWYNEY SEYNEY SWYSEY		20.0 21.0 25.0 28.0	
SW!ANE!		1 520	
SE'ANE'A		1 230	
SE:28E:4		S4.0	
SE'4SE'4.  Sec. 34: Form unit A. Form unit B. NE'4NE'4. SW'4NE'4. SW'4NE'4. SW'4SW'4. SE'4SW'4. SE'4SW'4. SE'4SE'4. SW'4SE'4. SE'4SE'4. SE'4SE'4.	E7 0	1	1
Form unit B	67.0 57.0		
NE/ANE/A		23.0	******
NWINEIL		1 37.0	
NEWNWA		35.0	
8W!{8W!}{		00000000000000000000000000000000000000	
CO TO 3 / 2 5 1 1 7 3 4	1	1 35.0	1
SECON A.		77.0	

	Imgabla arca			
<b>D</b> ecemption	Public entered units enly)	Pri- vate	State	
T. 4 S., R. 10 E., Bolce Meridian—Continued. Sca. 32: Form unit A. Form unit B. Form unit C. Form unit D. Form unit E. NE' 2 NE' 4 NE' 3 W' 4	88.99.99 60.00 60	NO.00		
SELANDA SELANDA SWANA NELSEA NELSEA SWALA SWALA SELANDA TASE ELE BOOM MORE		30000000000000000000000000000000000000		
Ing: Sec. Co: Lot 1 Lot 2 Lot 3 Lot 4 Sec. 31: Lot 4 Lot 3 Lot 3 Lot 3		24.0 41.0 11.0 3.0 20.0 31.0		
T. 58., F. R E., Bord Menr- han: Sc. 1: Lot 4 SW//SW//		22.0 24.0 15.0		
SC-2: SW/SW/4 SE/4SW/4 SC-10: NE' NE' SE/4NE'4 NE' 4SE'4 SE/4SE'4 SE/4SE'4		33.0 33.0 23.0 9.9 40.0 40.0		
SE 1951 SCO. H: SW', NW'. SW', SW'. SW', SW'. SE 18W'. ( (part c) SCO. 14: NE', NE'. SEL (NE'.		32.0 32.0 40.0 12.4 40.0 40.0		
SC. 14: NE', NE', NE', NE', NE', NE', SW', NE', SE', NE'		40.0 20.3 30.4 32.4 33.7 32.0 23.0 40.0		
ec. 21 Nejanej (cato) ec. 2 Nejanej (cato) ec. 2 Nejanej		20 20 20 11.0 40.4		
NE'(SW) NW, SW SW'(SW) SP', SW'		55.9 19.5 19.5 19.6 20.0 40.0		
SW/SE/4 SU/SE/4 SU/SE/4 SC/SS/NE/NE/ SW/NE/ SW/NE/ SE/NE/4 SE/SE/4		33.6 40.0 40.0 10.9 4.5 20.4 27.0		
SET SET NW AND A NW A		10.0 27.6 33.9 10.0		
Ecc. 1: NW//SE//		17.9 16.1 16.2 16.2 16.2 16.2 16.2 16.2 16.2		
SWISEY EC. 3 SWISWI NEWSTI I SWISEY EC. C. LOID EVSEYSELY (Fart C) EC. 7: NWINEY EC. 0: NEYSWIY (Fart of) NEYSWIY		23.0 31.0 31.0 17.0 20.0		
NE SEANAN (Lougo)		17.0		

	Irrıgable area		rea		Irrigable area		
Description	Public- (entered units only)	Pri- vate	State	Description	Public (entered units only)	Pri- vate	State
T. 5 S., R. 15 E., Boise Meridian—Continued.			•	T. 5 S., R. 16 E., Boise Meridian—Continued.	,		
Ecc. 10: NW/NE// NE//NW//		37. 0 33. 0	,	Sec. 12:     Farm unit A     NW // NW //     SW // NW //     Sec. 15: Farm unit A     Sec. 21: SE//SE//	65.0	33.0	
Sec. 11:				SW/ANW// Sec. 15: Farm unit A	33.0		
NEWNEW SEWNEW Ecc. 12:		38.0				15.4	
SEZNEZ NEZNWZ		25. 0 35. 0		NEWNEW SEWNEW SEWSWW		7.0 1.6 7.7	
SEINWIA NELSWIZ		36. 0 30. 0		Sec. 30:			
SW//SW// NW//SE//		38. 0 10. 0		Lot 4 SE½SW½ Sec. 31:	•	20.0	
Ecc., 12:  SEJANEJ  NEJANW  NEJANW  SEJANW  SEJAW  NEJAW  NEJAW  T. 65., R. 16 E., Hoise Meridian:				SWINEI (part of) NWISEI (part of) T. 5S., R. 17 E., Boise Merid-		18,0 12.0	
Sec. 16: NEWNEY. NEWNWY. Sec. 20: SEWSWY.		38. 0 38. 0		lan:			
Fec. 20: SE¼SW¼ Sec. 21:		37.0		Farm unit ALot 6SW1/SW1/4SE1/4SW1/4	116.0	39.0	
SWINWII NWISWII (part of)		40.0 3.0		SW1/SW1/ SE1/SW1/		40.0 30.0	
Sec. 26: SE'/SE'// (part of) Sec. 27: SE'/NE'//		5.0 28.0		Sec. 7: Farm unit B Lot 3	108.0		
Sec. 20: SEASWA		33.0 29.0		I Sec. 8:	83.0		
Sec. 32: NWMNEM (part'of)		6.9		Farm unit AFarm unit BFarm unit C	80. 0 36. 0		
NEWNWW (part of) NWWNWW (part of)		8.5 7.6		SE1/SW1/ (part of) SW1/SE1/ (part of)		15.7 11.8	
Lot 1. Sec. 32: NW INE I (part of). NE INV I (part of). NW INV I (part of). NW INV I (part of). SEI SEI (part of). Sec. 36: SEI SEI (part of). Sec. 36: SEI SEI (part of).		1.0		Farm unit C SE/SW¼ (part of) SW¼SE¼ (part of) Sec. 34: SW¼NE¼ (part of) T. 6 S., R. 13 E., Boise Merid-		5.0	
Sec. 36: Sec. 36: NEWNEW		11.6		iān: Sec. 25: SW1/4SW1/4 SE1/4SW1/4		20.1	
Sec. 30: NEI/NEI/. NWI/NEI/. NEI/NWI/. NEI/NWI/. T. 5 S., R. 16 E., Bolso Meridian:		25. 2 23. 0		SE14SW14 Sec. 26:		17. 2	
NW4NW4 T. 5 S., R. 16 E., Boise		26.7		NW1/SW1/ SW1/SW1/ T. 6 S. R. 14 E., Boise Me-		9.0 13.0	
Meridian: Sec. 1:			ł				
Farm unit B	100.0			Sec. 3: SW4SW4 SE4SW4		1.0	
Sec. 1: Farm unit A Farm unit B Farm unit C Farm unit D NEWSWY	59.0	39.0		i See III <sup>.</sup>		19.0	
Sec. 2: Farm unit A	63.0	 [		NEUSWY SEUSWY Sec. 16:		31 N	
Form unit A	69.0	36.0		NEWNEY		20.0 20.0	
				NEWSEN		16. 0	
Form unit A Form unit B Form unit C NWVSWV	71.0 73.0			Sec. 16:		37. 6 32. 0	
Farm unit CNW1/SW1/	38.0	33.0		Sec/22: NE¼SW¼		35.0	}
ECC. 41		ı		NEYSWY NWYSWY SWYSWY SEYSWY		34.0 36.0	
Farm unit AFarm unit BFarm unit C	1 66.0			NEWSEW (part of)		15.0	
Farm unit D	92.0 90.0 60.0	l		NEMSEM (part of) NWMSEM SWMSEM SEMSEM		33. 0 36. 0 35. 0	
Farm unit F	66.0			8ec. 23:	9	40.0	
Sec. 5: Earm unit A	70.0			NE4SW4 NW4SW4 Sec. 26:	\$	39.0	
Farm unit B Farm unit C Lot 1 Lot 2 SW4NE4 SE4NE4 NE44SE4 NW4SE4 SW4NE4 SE4SE4 SW4NE4 SE4SE4 SW4NE4 SE4SE54 SE4SE54	86.0 90.0	32 0		NEYNWY NW!NWY SEYNWY		40.0 40.0 38.0	
Lot 2SW¼NE¼		19.0 31.0		l Sec. 27:	1	37.0	
SE¼NE¼ NE¼SE¼		32.0 36.0		NEWNEW SEWNEW Sec. 28:		38.0	
NW\SE\ SW\NE\		35.0 26.0		NE'NE'A NW'NE'A SW'NE'A T. 6 S., R. 15 E., Boise Me-		33. 5 38. 0	
See 6:	92.0			T. 6 S., R. 15 E., Boise Meridian:		16.0	
Farm unit B. Farm unit C. Farm unit D. Farm unit D. Farm unit E.	53.0 65.0			Sec. 1:		13.0	
6PC, 7;				NEUSEU NWUSEU Sec. 3:	1	38.0	
Farm unit A SW4NE4 SE4NW4	66.0	30.0		SW4SE4 SE4SE4 Sec. 7: Lot 53, South Good-		39.0 34.0	
SEMN WM Sec. 8: Farm unit A	ŀ		i			2.0	·
Farm unit B. Farm unit C.	65.0			Sec. 8:  NE!/NE!/ (part of)  SW!/NE!/  SE!/NE!/ (part of)  NE!/SW!/ (part of)  SE!/SW!/ (part of)  Sec. 9:  SW!/SW!/ (part of)		10.0 39.0	
Sec. 9: Farm unit A	100.0			SEMNEM (part of) NEWSWM (part of)		19.7 9.0	
Farm unit B SW1/NE1/	83.0	38.0		SE%SW% (part of) Sec. 9:		4.0	
Sec. 10: Farm unit A	75.0			NWISE 1		16.0	
Farm unit BFarm unit O	74.0 39.0					12.0 11.0	
Farm unit AFarm unit B	70.0 54.0		12×	NEWNEW NEWNEW NEWNEW SEMNEW NEWSEW NEWSEW		28.0 29.0	
	~2.0			nw//se//		38.0	1

	Irrigable area			
Description	Public (entered units only)	Pri- vate	State	
m e C P 15 T Poles				
T. 6 S., R. 15 E., Boise Meridian—Continued. Sec. 11: SE/ANW/4		8.0	*******	
Sec. 16: NWANWA NWASWA		35.0		
NW/SW/		35.0 38.0	******	
SW4SW4 SE4SW4 NW4SE4	*******	29. 1 25. 0	*******	
NW/se/		32.0		
Sec. 17: NE¼NW¼ (part of) Sec. 21:		5.0	*******	
Lot 3		30.0 30.0		
Lot 4		30.0		
T. 6 S., R. 16 E., Bolso Meridian:		l	ł	
Scc. 6: NE48W!4. NW4SE4. Sec. 7: Lot 2. T. 6 S., R. 18 E., Bolse Mo-	ļ		ł	
NWI/SEI/		20.0 13.0		
Sec. 7: Lot 2		13.1	*****	
T. 6 S., R. 18 E., Bolse Mo- ridian:			Ì	
Scc. 17: SWMNEM SWMSEM SEMSEM	•	ĺ	ĺ	
SW1/NE1/		10.0		
SW4SE4		30.0 40.0	******	
Sec. 21:		١.		
NEWNWW.	~~~~	5.0		
NW/se/		37.0	*******	
SW4SE4	******	20.0 34.0	*****	
Sec. 22: NEWSWW	******	10.0	******	
SE//SE// Sec. 21: NE//NW// SE//NW// SE//NW// SE//NW// SE//SE// SE//SE// Sec. 22: NE//SW// Sec. 23: SW//SW// SE//SE// SE//SE// SE//SE// SE//SE// SE//SE//	}			
SW/SW//	******	39. 0 37. 3	******	
NW/SE/		28.0	********	
NW/48E// Sec. 25: SW/ANW// NW/48W// SW/48W// Sec. 26: NE/4NE// SW/ANE// SW/ANE// SE/4NE// NW/ANW// NW/ANW// NW/ANW// SE/4NW// NE/4SE// SE/4SE// Sec. 27:	ŀ	20.0	,	
NW//SW//	*******	36, 8 40, 0	*******	
SW1/SW1/		25.0		
Sec. 26: NEWNEW	İ	39.3	l	
NW/NE/		11.0 27.7	*****	
SWANEA	******	27.7 35.1	******	
NE%NW%	*******	19.0	*******	
NW/NW/	******	37.0		
NEWSEN	*******	30. 5 38. 0		
SE/SE/		30.0	~~~~	
Sec. 27:		10.0	'	
NEVNEY NWYNEY SEYNEY		17.0 37.7	*******	
SEWNEW.	******	37.7		
Sec. 35: SE'/SW'/ SW'/SE'/ SE'/SE'/ SE'/SE'/		38, 4		
SW¼SE¼		30,8	.424424	
T 7 S R 18 F Poica Marida		34.8	*****	
T. 7 S., R. 18 E., Bolso Merld- iau:	l	l	1	
Sec. 1: SE¼NW¼		30.0		
NEWSWW		37.6		
NW4se12		34. 5	4444444	
Total	5, 103. 0	7,119.3	45.1	
Grand thtal			12,267.4	

The preliminary estimate of the probable cost of the works and rights to be provided the District under said contract is \$6,800,000;

The construction charges payable by the District to the United States on account of the above-described "new lands" of the District will be due and payable in forty (40) annual installments, (the last thirty-five (35) of which will be equal annual installments) and will be based upon this preliminary estimate until the actual cost of the works and rights to be provided the District under the said contract is determined and announced, and the first five (5) of which will be two dollars (\$2.00) per ringable acre per year, as the irrigable acreage is shown on the above list of lands. The first of said annual installments will be due and payable by the District to the United States on December 31, 1944, and subsequent installments will be due on December 31 of each year thereafter. The amount per acre of the thirty-five (35) equal annual

installments will be governed by the number of acres of "new land" finally to be irrigated. This amount will be determined and announced hereafter.

(Departmental Order 1903 of November 17, 1943 (Vol. 8 F.R. 15872), issued under the act of December 19, 1941, 55 Stat. 842)

H. W BASHORE, Commissioner.

[F. R. Doc. 45-1764; Filed, Jan. 29, 1945; 4:25 p. m.]

Geological Survey.

[Power Site Reserve 764]

COLUMBIA RIVER, WASH.

ORDER OF WITHDRAWAL

By virtue of the provisions of section 13 of the act of June 25, 1910, 36 Stat. 858; 43 U.S.C. 148, It is hereby ordered, That, subject to all existing rights of the Colville Indians, including the right to use and occupancy of the lands until they are acquired for power site purposes and the right to payment of full compensation if and when the lands are acquired for such purposes, the following described lands, be, and the same are hereby, withdrawn from location, entry, sale, allotment or other appropriation and reserved for power site purposes:

```
Willamette Meridian, Washington
T. 29 N., R. 25 E.,
  Sec. 10, SE14NW14SW14
  Sec. 14, SW14NW14, and E1/2 SE1/4 SW14,
  Sec. 15, lots 10, and 13;
  Sec. 24, lots 5, 6, and 8, NE1/4NE1/4.
T. 30 N., R. 25 E.
  Sec. 14, SE¼SW¼,
  Sec. 15, lot 2;
Sec. 16, lot 6;
Sec. 21, lot 5;
Sec. 23, NE14NW14.
T. 30 N., R. 26 E.,
Sec. 23, SE¼NE¼, N½SE¼, and SW¼SE¼
  Sec. 24, NW1/4NE1/4, NW1/4, and NW1/4SW1/4.
T. 30 N., R. 27 E.,
Sec. 20, N½SE¼,
Sec. 27, NE¼SE¼,
Sec. 35, NE¼NW¼.
T. 30 N., R. 28 E.,
Sec. 12, SW¼NE¼, and NE¼SW¼
                                                    and
         17, NW14NE14, NE14NW14,
     S½NW¼
   Sec. 20, SW¼NW¼, and NW¼SW¼;
Sec. 31, lots 1, and 2, E½NW¼.
T. 30 N., R. 30 E.,
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Sec. 4, lot 12; Sec. 23, E½NW¼, Sec. 26, W½NE¼, E½NW¼, N½SE¼, and SE14, SE14, Sec. 35, E1/2E1/2

Sec. 36, lot 4, NW1/4SW1/4.

T. 31 N., R. 30 E., Sec. 31, lot 1, N½NE¼, SE¼NE¼, and NE¼NW¼,

Sec. 32, N<sup>1</sup>/<sub>2</sub>, Sec. 33, lots 5, 6, 7, 8, and 12, SW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>,

W½NW¼, and SE¼NW¼. Sec. 34, lot 1, NW¼SW¼, SE¼SW¼, and W12SW14SE14.

> OSCAR L. CHAPMAN. Assistant Secretary.

JANUARY 15, 1945.

[F. R. Doc. 45-1767; Filed, Jan. 30, 1945; 9:32 a. m.l

FEDERAL COMMUNICATIONS COM- FEDERAL TRADE COMMISSION. MISSION.

[Dacket No. 6951]

ALLOCATION OF FREQUENCIES TO VARIOUS CLASSES OF NON-GOVERNMENTAL SERV-ICES

#### STATEMENT OF PROCEDURE

In the matter of allocation of frequencies to various classes of non-governmental services in the radio spectrum from 10 kilocycles to 30,000,000 kilocycles.

The Commission has received numerous inquiries concerning who will be permitted to participate in the oral argument in connection with its proposed re-

port in the above matter. Any person who participated in the allocation hearing will be permitted to file a brief and to argue orally. The oral argument may be presented either by an attorney or by the person who participated in the hearing, whether an attorney or not. Persons who did not participate in the hearing who desire to present comments on the Commission's proposed report may file a brief in accordance with the Commission's order of January 15, 1945. Oral argument by such persons will generally not be permitted, except that upon a proper showing, requests for oral argument will be granted in special cases.

Persons desiring to support the Commission's proposed report as well as those who desire to oppose it may file briefs and participate in the oral argument.

Dated: January 25, 1945.

FEDERAL COMMUNICATIONS [SEAL] COLUMNSSION, T. J. SLOWIE, Secretary.

[F. R. Doc. 45-1799; Filed, Jan. 30, 1945; 11:22 a. m.]

#### [Docket No. 6651]

ALLOCATION OF FREQUENCIES TO VARIOUS CLASSES OF NON-GOVERNMENTAL SERV-

ORDER EXTENDING TIME FOR PILING BRIEFS AND PRESENTING ORAL ARGULIERT

In the matter of allocation of frequencies to the various classes of nongovernmental services in the radio spectrum from 10 kilocycles to 30,000,000 kilocycles.

Whereas, the Radio Technical Planning Board, whose representatives played a major role at the Commission's hearing in the above proceeding, has requested additional time for the filing of briefs and the presentation of oral argument;

It is hereby ordered, This 25th day of January, 1945, that the date for filing of briefs in the above proceeding be extended to February 21, 1945 and the oral argument be scheduled to begin February 28, 1945.

[SEAL] FEDERAL COMMUNICATIONS Commission, T. J. SLOWIE. Secretary.

[F. R. Doc. 45-1798; Filed, Jan. 30, 1945; 11:22 a. m.]

[Decket No. 5163]

THE TAILORED WOMAN, INC.,

ORDER APPOINTING TRIAL EXALIBIER AND FIX-HIG TIME AND PLACE FOR TAKING TESTI-MOUN

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 29th day of January, A. D. 1945.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That W. W. Sheppard, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law.

It is further ordered, That the taking of testimony in this proceeding begin on Monday, February 19, 1945, at ten o'clock in the forenoon of that day (eastern standard time), in Room 500, 45 Broadway, New York, New York.

Upon completion of testimony for the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of facts; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] ORIS B. JOHNSON. Secretary.

[F. R. Doc. 45-1763; Filed, Jan. 30, 1945; 10:51 a. m.]

INTERSTATE COMMERCE COMMIS-SION.

> [S. O. 70-A, Special Permit 833] RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To dicregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by The Schumann Company, of car PFE 92351, lettuce, now on the Chicago Produce Terminal, to Eisner Grocery Company, Champaign, Illinois (L. C.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car cervice and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the

office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

> V C. CLINGER, Director Bureau of Service.

[F. R. Doc. 45-1777; Filed, Jan. 30, 1945; 11:23 a. m.]

S. O. 70-A, Special Permit 840]

RECONSIGNMENT OF POTATOES AT CHICAGO,

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act.

To disregard entirely the provisions of Service Order No. 70-A insofar as it appliesto the reconsignment at Chicago, Illinois, January 25, 1945, by National Produce Company, of car MDT 146499, potatoes, now on the Wood Street Terminal, to Illinois Canning Company, Hoopeston, Illinois, (C. & E. I.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

> V C. CLINGER, Director Bureau of Service.

[F R. Doc. 45-1778; Filed, Jan. 30, 1945; 11:23 a. m.]

[S. O. 70-A, Special Permit 841] RECONSIGNMENT OF LETTUCE AT CHICAGO. ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by M. Lapidus Sons, of car ART 20749, lettuce, now on the C. B. & Q. Railroad, to Red Owl Stores, Green Bay, Wisconsin (CMStP&P).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

> V C. CLINGER, Director Bureau of Service.

[F. R. Doc. 45-1779; Filed, Jan. 30, 1945; 11:23 a. m.]

[S. O. 70-A, Special Permit 842] RECONSIGNMENT OF ORANGES AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by Chas. Abbate Company, of car PFE 93417, oranges, now on the Chicago Produce Terminal, to Bova Fruit Company, Indianapolis, Indiana (C. I. L.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal

Issued at Washington, D. C., this 25th day of January 1945..

> V C. CLINGER, Director Bureau of Service.

[F. R. Doc. 45-1780; Filed, Jan. 30, 1945; 11:23 a. m.]

[S. O. 70-A, Special Permit 843] 🍖 RECONSIGNMENT OF APPLES AT EAST ST. Louis, Ill.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at East St. Louis, Illinois, January 25, 1945, by Simon Siegal Company, of car PFE 94405 and SFRD 20150, apples, now on the Illinois Central Railroad, to Simon Siegal Company, advise Kaler Produce Company, Miami, Florida (I, C.-C. of G.-S.

A. L.).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

> V. C. CLINGER, Director. Bureau of Service.

[F R. Doc. 45-1781; Filed, Jan. 30, 1945; 11:24 a. m.]

[S. O. 70-A, Special Permit 844] RECONSIGNMENT OF ONIONS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any com-mon carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by Plowaty Bergart of car SFRD 26315, onions, now on the Wood Street Terminal (CNW) to Wilkins Brokerage Com-pany, Greenville, S. C. (IC-NC & StL-Sal-P&N).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

> V. C. CLINGER, Director, Bureau of Service.

[F. R. Doc. 45-1782; Filed, Jan. 30, 1946; 11:24 a. m.]

[S. O. 70-A, Special Permit 845] RECONSIGNMENT OF CARROTS AT CHICAGO,

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 25, 1945, by The Schumann Company of cars PFE 43524 and 96632, carrots, now on the Chicago Produce Terminal, to Wisconsin Distributing Company, Appleton, Wisconsin, with stop-off at Fond du Lac, Wisconsin, for partial unloading (C&NW), and to Cohodas Brothers, Ishpeming, Michigan, with stop-off at North Ironwood, Michunloading. (C&NWfor partial DSS&A).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railfoads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

> V. C. CLINGER. Director Bureau of Service.

[F. R. Doc. 45-1783; Filed, Jan. 30, 1945; 11:24 a. m.]

[S. O. 70-A, Special Permit 846]

RECONSIGNMENT OF CARROTS AT KANSAS CITY, Mo.-KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City, Missouri-Kansas, January 25, 1945, by Atlantic Commission Company, of cars PFE 74131 and 36596, carrots, now on the A. T. & S. F. Rail-way to Atlantic Commission Company, Chicago, Illinois (AT&SF).

The waybills shall show reference to this

special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of January 1945.

> V. C. CLINGER. Director Bureau of Service.

[F. R. Doc. 45-1784; Filed, Jan. 30, 1945; 11:24 a. m.]

[S. O. 70-A, Special Permit 847]

RECONSIGNMENT OF LEMONS AT HOUSTON, TEX.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A incofar as it applies to the reconsignment at Houston, Texas, January 26, 1945, by Accedated Fruit Distributors of California of car SFRD 16297, lemons, now on the A. T. & S. P. Railway, to Neuhaus Distributing Company, St. Louis, Missouri (AT&SF).

The waybill shall show reference to this

special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

> V. C. CLINGER. Director Bureau of Service.

[F. R. Dcc. 45-1785; Filed, Jan. 30, 1945; 11:24 a. m.]

[S. O. 70-A, Special Permit 848] RECONSIGNMENT OF LETTUCE AT CHICAGO,

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 7-A incofar as it applies to the reconsignment at Chicago, Illinois. January 26, 1945, by Schumann Company, of car PFE 17858, lettuce, now on the Chicago Produce Terminal, to Boaz Crawford, Danville, Illinois (C&EI).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

> V C. CLINGER, Director, Bureau of Service.

[F. R. Dec. 45-1788; Filed, Jan. 30, 1945; 11:24 a. m.]

> [S. O. 70-A, Special Permit 849] RECONSIGNMENT OF LETTUCE AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the **Interstate Commerce Act:** 

To dicregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 26, 1945, by M. Lapidus and Sons, of car SFRD 23219, lettuce, now on the C. B. & Q. Railroad, to Will County Produce Company, Joliet, Illinois (Alton).

The waybill chall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

> V. C. CLINGER, Director, Bureau of Service.

[P. R. Doc. 45-1787; Filed, Jan. 30, 1945; 11:24 s. m.]

[S.O. 70-A, Special Permit 859]

RECONSIGNMENT OF LETTUCE AT CHICAGO,

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Ecrylca Order No. 70-A incofar as it applies to the reconsignment at Chicago, Illinois, January 28, 1845, by A. L. Kalcer, of car PFE 7150, lettuce, now on the Calcago Produce Terminal, to Ben Port, Milwaukee, Wisconsin. (CMStP&P).

The waybill shall show reference to this

special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice

of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 45-1788; Filed, Jan. 30, 1945; 11:24 a.m.]

[S. O. 70-A, Special Permit 851]

RECONSIGNMENT OF CAULIFLOWER AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act?

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Chicago, Illinois, January 26, 1945, by M. Lapidus & Sons, of car RD-35125, cauliflower, now on the Santa Fe TT 21st St. to Frank Fruit Co., Madison, Wisconsin (CMStPP).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

V C. CLINGER, Director Bureau of Service.

[F R. Doc. 45-1789; Filed, Jan. 30, 1945; 11:25 a.m.]

[S. O. 70-A, Special Permit 852]

RECONSIGNMENT OF CARROTS AND CAULI-FLOWER AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at Kansas City; Missouri, January 26, 1945, by Schumann Company of car SFRD 32443 and 19244, carrots and cauliflower, now on the A. T. & S. F. Railroad, to Schumann Company, St. Louis, Missouri (Wab.).

The waybills shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American

Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of January 1945.

V. C. CLINGER,
Director
Bureau of Service.

[F. R. Doc. 45-1790; Filed, Jan. 30, 1945; 11. 25 a. m.]

[S. O. 278]

PLACING OF COAL CARS IN EASTERN STATES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of January, A. D. 1945.

It appearing, that, due to extreme weather conditions in the eastern section of the United States, there is a congestion of traffic resulting in a dislocation of the supply of coal cars; the Commission is of the opinion that an emergency exists requiring immediate action. It is ordered, that:

(a) Placing of coal cars prohibited. The Central Railroad Company of New Jersey, the Delaware and Hudson Railroad Corporation, The Delaware, Lackawanna and Western Railroad Company, the Erie Railroad Company, the Lehigh and New England Railroad Company, the Lehigh Valley Railroad Company, the New York, Ontario and Western Railway Company (Frederick E. Lyford, Trustee), The Pennsylvania Railroad Company, and the Reading Company shall not place empty coal cars at mines or breakers for loading with prepared or unprepared anthracite on Tuesday, January 30, 1945, when such mines or breakers loaded coal cars with prepared or unprepared anthracite on Monday, January 29, 1945.

(b) Pulling of loaded coal cars prohibited. The railroads listed in paragraph (a) shall not pull from the place of loading any coal car loaded on Monday, January 29, 1945, with prepared or unprepared anthracite, before 12:01 a. m.. January 30. 1945.

a. m., January 30, 1945.
(c) Application. The provisions of this order shall apply to intrastate as well as interstate commerce.

(d) Effective date. This order shall become effective at 6:00 p. m., January 29, 1945.

(e) Expiration date. This order shall expire at 11:59 p. m., January 30, 1945, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, Sec. 402, 41 Stat. 476, Sec. 4, 54; Stat. 901, 49 U. S. C. 1 (10)—(17))

It is further ordered, that copies of this order and direction shall be served upon the carriers named herein, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of

that agreement, and notice of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W P BARTEL, Secretary.

[F. R. Doc. 45-1792; Filed, Jan. 30, 1946; 11:23 a. m.]

OFFICE OF ALIEN PROPERTY CUS-TODIAN.

[Vesting Order 4522]

CHRISTINE BARTHMAN

In re: Estate of Christine Barthman, deceased; File D-28-8985; E. T. scc. 11332.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No: 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of F. V Bodelschwingh in and to the Estate of Christine Barthman, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

F. V. Bodelschwingh, Germany.

That such property is in the process of administration by J. G. Voget, as Executor of the Estate of Christine Barthman, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States

\_Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Prop-

erty Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1706; Filed, Jan. 29, 1945; a11:04 a. m.]

[Vesting Order 4523] Ignazio Bevilacqua

In re: Estate of Ignazio Bevilacqua, also known as E. Beveacqua, and Egnazio Beveacqua, deceased; Filed D-38-3337; E. T. sec. 11183.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Caterina Bevilacqua, Giovannina Bevilacqua, Pietro Bevilacqua, Salvatore Bevilacqua and Francesco Bevilacqua, and each of them, in and to the Estate of Ignazio Bevilacqua, also known as E. Beveacqua, and Egnazio Beveacqua, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Caterina Bevilacqua, Italy. Giovannina Bevilacqua, Italy. Pietro Bevilacqua, Italy. Salvatore Bevilacqua, Italy. Francesco Bevilacqua, Italy.

That such property is in the process of administration by Phil C. Katz, as Special Administrator of the Estate of Ignazio Bevilacqua, also known as E. Beveacqua, and Egnazio Beveacqua, acting under the judicial supervision of the Superior Court of City and County of San Francisco, California;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Italy).

nated enemy country, (Italy);
And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or

in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 19, 1945.

[SEAL] James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1707; Filed, Jan. 23, 1945; 11:04 a. m.]

[Vesting Order 4524] MARY M. BURGART

In re: Estate of Mary M. Burgart, a/k/a Mary Burgart, deceased; File D-28-9292; E. T. sec. 12311.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of August Gogreaf (Gogreaf) and the personal representative, heirs, next-of-kin, legated and distributed, names unknown, of Anna Margarethe Belerle, nee Gogreaf (Gogreaf), and each of them in and to the Estate of Mary M. Burgart, a/k/a Mary Burgart, deceased

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

August Gogreef (Gogreef), Germany. Personal representative, helro, next-of-kin, legatees and distributees, names unlinown, of Anna Margarethe Beierle, nee Gogreef (Gogreaf), Germany.

That such property is in the process of administration by Regina A. Haney, as Executrix; acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such nationals are percons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation, and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9035, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL] James E. Markham, Alien Property Custodian.

[P. R. Dec. 45-1763; Filed, Jan. 29, 1945; 11:05 a. m.]

[Vecting Order 4525]

PHILIP BUSCH

In re: Estate of Philip Busch, deceased; File D-22-8899; E. T. sec. 11117. Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 8095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsover of William Busch and Theresa Busch, and each of them, in and to the Estate of Philip Busch, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

William Bucch, Germany. Thereca Bucch, Germany.

That such property is in the process of administration by Albert Aljets, as Administrator with the Will Annexed of the Estate of Philip Busch, acting under the judicial supervision of the Superior Court of Contra Costa County, State of California;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons he treated as nationals of a designated enemy country. (Germany):

designated enemy country, (Germany);
And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, cold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 19, 1945.

[SEAL]

James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1709; Filed, Jan. 29, 1945; 11:05 a.m.]

# [Vesting Order 4526] MARIE CARROLL

In re: Estate of Marie Carroll, deceased; File D-28-8648; E. T. sec. 10407.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Klaus Wilshusen, Peter Wilshusen, Heinrich Wilshusen, Katharina Wilshusen, Anna Rieggers and Meta Wilshusen, and each of them, in and to the Estate of Marie Carroll, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Klaus Wilshusen, Germany. Peter Wilshusen, Germany. Heinrich Wilshusen, Germany. Katharina Wilshusen, Germany. Anna Rieggers, Germany. Meta Wilshusen, Germany.

That such property is in the process of administration by Peter Wilshusen, as Administrator, acting under the judicial supervision of the Superior Court, City and County of San Francisco, San Francisco, California;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL]

James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1710; Filed, Jan. 29, 1945; 11:05 a. m.]

#### [Vesting Order 4527]

#### Rosa Cohen

In re: Estate of Rosa Cohen, deceased; D-28-9312; E. T. sec. 12283.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Aurelia Forsch in and to the Estate of Rosa Cohen, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Aurelia Forsch, Germany.

That such property is in the process of administration by Sabato M. Bendiner, as Executor u/w of Harold M. Gilmore, deceased, executor u/w of Rosa Cohen, deceased, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowabce of any such claim.

allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 19, 1945.

[SEAL]

James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1711; Filed, Jan. 29, 1945; 11:05 a. m.]

#### [Vesting Order 4528]

#### Louis (Lajos) Dobos

In re: Estate of Louis (Lajos) Dobos, deceased; File D-34-670; E. T. sec. 8037.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows! All right, title, interest and claim of any kind or character whatsoever of Julius (Gyula) Dobos and William (Bela) Dobos, and each of them, in and to the estate of Louis (Lajos) Dobos, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Julius (Gyula) Dobos, Hungary. William (Bela) Dobos, Hungary.

That such property is in the process of administration by Maurine Jones McKenna, 501 Dryden Building, Flint, Michigan, as Administratrix of the estate of Louis (Lajos) Dobos, deceased, acting under the judicial supervision of the Probate Court of Genesee County, Michigan;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such rersons be treated as nationals of a designated

enemy country, (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL]

James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1712; Filed, Jan. 29, 1945; 11:05 a. m.]

### [Vesting Order 4529]

In re: Estate of Margaret (Margarete) Gruel, deceased; File D-28-2207; E. T. sec. 3054.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Ella Rasmussen, Herta Grundemann, Gertruck Bartels and Paul Gruel, and each of them, in and to the estate of Margaret (Margarete) Gruel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address Ella Rasmussen, Germany. Herta Grundemann, Germany. Gertrud Bartels, Germany. Paul Gruel, Germany.

That such property is in the process of administration by Charles Rodner, 2116 Union Central Building, 4th and Vine Streets, Cincinnati, Ohlo, as Administrator of the estate of Margaret (Margarete) Gruel, deceased, acting under the judicial supervision of the Probate Court of Hamilton County, Ohlo

And determining that to the cutent that such nationals are persons not within a decignated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country. (Germany):

nated enemy country, (Germany);
And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold of otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, ascerting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 8095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL]

James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1713; Filed, Jan. 23, 1945; 11:05 a. m.]

#### [Vesting Order 4530]

#### ANNA HAETZEL

In re: Estate of Anna Haetzel, deceased; File No. D-28-7840; E. T. sec. 8441.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 8095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatssever of Waller Buhringer, Willy Buhringer, Martia Schmidt and Hertha Bandosy, and each of them, in and to the estate of Anna Hactzel, descased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Walter Buhringer, Germany. Willy Buhringer, Germany. Martha Schmidt, Germany. Hertha Bandesy, Germany. That such property is in the process of administration by Herbert F. Worthington, as executor of the Estate of Anna Hesterl, esting under the judicial augervision of the Surregate's Court of New York County, New York:

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany):

nated enemy country (Germany);
And having made all determinations and taken all action required by law, including appropriate concultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admicsion of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL]

JAMES E. MARKHAM, Alien Property Custodian.

[P. R. Doc. 45-1714; Filed, Jan. 29, 1945; 11:06 a.m.]

#### [Vesting Order 4531]

#### MARTHA HAHREL

In re: Estate of Martha Hahnel, also known as Martha C. Hahnel and Martha Clara Hahnel, deceased; File No. D-23-8630; E. T. sec. 10528.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property decribed as follows: All right, title, interest and claim of any kind or character whatsoever of Gustav Hahnel and Faul Hahnel, and each of them, in and to the Litate of Martha Hahnel, also known as Martha C. Hahnel and Martha Clara Hahnel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely, Nationals and Last Known Address Gustav Hahnel, Germany. Paul Hahnel, Germany.

That such property is in the process of administration by Meta R. Hahnel, as Administratrix of the Estate of Martha Hahnel, also known as Martha C. Hahnel and Martha Clara Hahnel, deceased, acting under the judicial supervision of the Surrogate's Court, County and State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country. Germany.

enemy country, Germany;
And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1715; Filed, Jan. 29, 1945; 11:06 a. m.]

[Vesting Order 4532]
EMILIE IRRGANG

In re: Estate of Emilie Irrgang, deceased; D-28-9297; E. T. sec. 12246.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Maria Lammer, Oscar Lammer and Anna Irrgang, and each of them, in and to the Estate of Emilie Irrgang, deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address Maria Lammer, Germany. Oscar Lammer, Germany. Anna Irrgang, Germany.

That such property is in the process of administration by Richard I. Fry, as Olerk of Orphans' Court of Venango County, acting under the judicial supervision of the Orphans' Court of Venango County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany):

nated enemy country (Germany);
And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-1716; Filed, Jan. 29, 1945; <11:06 a. m.]

[Vesting Order 4533]

IDA JELITZKY

In re: Estate of Ida Jelitzky, deceased; File D-28-2525; E. T. sec. 5123.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and elaim of any

kind or character whatsoever of Else Jelitzky in and to the estate of Ida Jelitzky, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Else Jelitzky, Germany.

That such property is in the process of administration by D. Bruce McDonald, Public Administrator in and for Ramsey County, Devlis Lake, North Dakota, as depositary in the matter of the estate of Ida Jelitzky, deceased, acting under the judicial supervision of the County Court of Ramsey County, North Dakota:

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 19, 1945.

[SEAL]

James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1717; Filed, Jan. 29, 1945; 11:06 s. m.]

[Vesting Order 4535]

FRANK GEORGE MOEHRES

In re: Estate of Frank George Moelires, deceased; File D-6-202; E. T. sec. 6627.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind

or character whatsoever of Johann Mohres also known as Johann Moehres and Adelheict Keller, and each of them, in and to the Estate of Frank George Moehres, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Johann Mohres also known as Johann Moehres, Germany.

Adelheict Keller, Germany.

That such property is in the process of administration by Henry F. Dierks, as Executor, acting under the judicial supervision of the Surrogate's Court, Dutchess County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national

interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian.

[F. R. Doc. 45-1718; Filed, Jan. 29, 1945; 11:06 a. m.]

[Vesting Order 4536]

HUGO MULLER

In re: Estate of Hugo Muller, deceased; File D-28-8386; E.T. sec. 9757.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of — Huller, first name unknown, brother of Hugo Muller, deceased, in and to the estate of Hugo Muller, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

— Muller, first name unknown, brother of Hugo Muller, deceased, Germany.

That such property is in the process of administration by Benjamin D. Burdieli, Public Administrator for Wayne County, 1933 Dime Building, Detroit, Michigan, as Administrator of the estate of Hugo Muller, deceased, acting under the judicial cupervision of the Probate Court for the County of Wayne, Detroit, Michigan:

of Wayne, Detroit, Michigan;
And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country. (Gormany):

designated enemy country, (Germany);
And having made all determinations and taken all action required by law, including appropriate "consultation and certification, and deeming it necessary in the national interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on January 19, 1945.

[SEAL] James E. Markham, Alien Property Custodian.

[F. R. Doc. 45-1719; Filed, Jan. 29, 1945; 11:07 a. m.]

[Vesting Order 4537]

WILMAR ROBERT SCHLIER

In re: Estate of Wilmar Robert Schmidt, deceased; D-66-1500; E. T. scc. 9579.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9805, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any land or character whatevever of Wilhelm Schmidt, Paul Schmidt, Marie (Schmidt) Uroich, and that Munchgerang, and each of them, in and to the Estate of Wilmay Robert Schmidt, descreed,

is prenerty payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Addresses

Wilhelm Schmidt, Germany. Paul Schmidt, Germany. Marie (Schmidt) Urbich, Germany. Karl Hunefigerang, Germany.

That such property is in the process of administration by Katherine S. Miller (Niv. H. T. Miller), as Executriz, and A. V. Keeley, as Administrator C. T. A., acting under the judicial supervision of the Corporation Court for the City of Staunton, Virginia;

And determining that to the extent that

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such percons be treated as nationals of a designated

enemy country, (Germany);
And having made all determinations and taken all action required by law, including appropriate concultation and certification, and deeming it necessary in the national

interest.

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Allen Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9035, as amended.

Executed at Washington, D. C., on January 19, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doo, 45-1720; Filed, Jan. 23, 1945; 11:67 a. m.]

OFFICE OF DEFENSE TRANSPORTA-TION.

[Supp. Order ODT 3, Rev. 462]

COMMON CARRIERS

#### COORDINATED OPERATIONS IN ARIZONA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT\_3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582) 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,1 and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law. and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25. D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

> J. M. JOHNSON, Director Office of Defense Transportation.

APPENDIX 1

Tucson Warehouse & Transfer Company, Tucson, Ariz.

C. R. Dusenberry, doing business as City Transfer Co., Tucson, Ariz.

G. L. Gibbons, doing business as Lightning Delivery & Transfer Service, Tucson, Ariz.

Fermin R. Montiel, doing business as Ralph's Transfer, Tucson, Ariz.,

Citizens Transfer & Storage Co., Inc., Tucson, Ariz.

Ben A. Wilson, Administrator of the estate of Joseph L. Wilson, doing business as Terminal Transfer, Tucson, Ariz.

Clark B. Marshall & William C. Marshall, copartners, doing business as Marshall Transfer Co., Bisbee, Ariz.

W. J. Reay, doing business as Reay Trans-

fer & Storage, Douglas, Ariz.
Lloyd E. Heller, doing business as Prescott Transfer & Storage Company, Prescott, Ariz.

John E. Heward, Jr., Lessee, Nella B. Kelly, doing business as Kelly Freight Line, Prescott. Ariz.

Lightning Moving & Warehouse Company, Phoenix, Ariz.

George O. Schade, doing business as Schade Transfer, Phoenix, Ariz

Harold J. Hart and Dan Richie, copartners, doing business as H & R Transfer, Phoenix, Ariz.

John B. Sloane, doing business as Sloane's Transfer & Storage Co., Phoenix, Ariz.

H. W. Chambers, Myrtle E. Chambers, and E. E. Chambers, copartners, doing business as Chambers Transfer & Storage Co., Phoenix,

Harold J. Hart and Dan Richie, copartners, doing business as Jerome Transfer, Jerome,

Virgil Burke, Globe, Ariz. W. A. Hixon, Globe, Ariz.

Ellis W. Wright, Miami, Ariz.

Jesse M. Smith, Lawrence N. Smith and D. E. Heywood, copartners, doing business as Smith-Heywood Co., Holbrook, Ariz. D. E. Heywood, Jesse M. Smith and Law-

rence N. Smith, copartners, doing business as Smith Heywood Company, Holbrook, Ariz.

Loran R. Webb, doing business as Daze Transfer, Winslow, Ariz.

Luke C. Acord, Safford, Ariz.

Eugene Romney and Eugene Romney, Jr., copartners, doing business as Romney Freight Line, Duncan, Ariz.

Mike Ahumada, Jr., Nogales, Ariz. Kenneth P. Smith, Mesa, Ariz. City Transfer Co., Casa Grande, Ariz. Lightning Transfer & Storage Company, -Mesa. Ariz.

[F. R. Doc. 45-1678; Filed, Jan. 27, 1945; 3:02 p. m.]

# [Supp. Order ODT 3, Rev. 507]

## COLLION CARRIERS

COORDINATED OPERATIONS BETWEEN BEN LOMOND AND TEXARKANA, ARK.

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778). a copy of which plan is attached hereto as Appendix 2,1 and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

- 1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.
- 2. Each of the carriers forthwith shall file a copy of this order with the appro-

Filed as part of the original document.

priate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carmers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Trans-

portation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of De-

fense Transportation.

- 7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.
- 8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate

the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwice directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

> J. M. JOHNSON. Director. Office of Defense Transportation. APPRINDIX 1

H. Q. Hamilton, Neil Sims, and Roy C. Martin, copartners, doing business as Motor Express, Fort Smith, Ark.

Arkaneas Motor Freight Lines, Inc., Fort Smith, Ark.

[F. R. Doc. 45-1679; Filed, Jan. 27, 1945; 3:01 p. m.]

> [Supp. Order ODT 3, Rev. £69] COMMON CARRIERS

COORDINATED OPERATIONS IN FLORIDA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Reviced, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto

as Appendix 2,1 and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered. That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions which shall supercede any provisions of such plan that are in

conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affect-ed by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of

this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved. the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Trans-

portation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Da-

fense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

<sup>&</sup>lt;sup>1</sup>Filed as part of the original decument.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

> J. M. JOHNSON, Director. Office of Defense Transportation. APPENDIX 1

Henry Goodall and Timothy Goodall, copartners, doing business as Bee Line Transfer

Co., Tampa, Fla. N. L. Minor and W. L. Caskins, copartners, doing business as Arrow Transfer and Storage Co., Tampa, Fla.

Caldwell Bonded Warehouse, Inc., Tampa, Fla.

John Sherman, doing business as City

Transfer & Storage, Tampa, Fla. Fogarty Brothers Transfer, Inc., Tampa, Fla.

Lee Terminal & Warehouse Corp., Tampa,

Fla. R. B. Suddath, doing business as Suddath Moving & Storage Tampa, Fla.

[F. R. Doc. 45-1680; Filed, Jan. 27, 1945; 3:00 p. m.]

> [Supp. Order ODT 3, Rev. 510] COMMON CARRIERS

COORDINATED OPERATIONS IN FLORIDA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6629, 7694; 8 F.R. 4660, 14532; 9 F.R. 2793, 3264, 3357, 6778) a copy of which plan is attached hereto as Appendix 2,1 and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier-which may be necessary to accord with the provisions of

this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office

of Defense Transportation, Washington 25. D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

> J. M. JOHNSON, Director, Office of Defense Transportation. APPENDIX 1

Henry Goodall and Timothy Goodall, copartners, doing business as Bee Line Transfer Co., St. Petersburg, Fla.

Blocker Storage & Transfer Co., St. Peters-

burg, Fla.

H. W. Scramlin, doing business as Ace

Transfer, St. Petersburg, Fla.
W. M. Johnson, doing business as Bill Johnson Transfer Co., St. Petersburg, Fla. Southern Transfer & Storage Co., Inc., St. Petersburg, Fla.

[F. R. Doc. 45-1681; Filed, Jan. 27, 1946; 3:00 p. m.]

[Supp. Order ODT-3, Rev. 514]

COMMON CARRIERS

COORDINATED OPERATIONS IN ALABAMA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6639, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,1 and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies. of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered. That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the fol-lowing provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective

<sup>&</sup>lt;sup>1</sup> Filed as part of the original document.

on the shortest notice lawfully permissible, but not prior to the effective date of this order.

- 3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those thatwould have applied except for such diversion, exchange, pooling, or other act.
- 4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective Feb ruary 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly

proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 29th day of January 1945.

> J. M. JOHNSON, Director Office of Defense Transportation. APPENDIX 1

Charles A. Wicker, doing business as Wicker

Transfer Co., Selma, Ala. J. H. Bell, Jr., Mrs. J. H. Bell, Sr., Mica Lillio Bell, copartners, doing business as Bell Transfer Co., Selma, Ala.

[F. R. Doc. 45-1632; Filed, Jan. 27, 1925; 3:00 p. m.]

# [Supp. Order ODT 6A-E3] COMMON CARRIERS

COORDINATED OPERATIONS BETWEEN THE ECROUGHS OF MANHATTAN, DRONK AND EROOKLYN, NEW YORK

Upon consideration of a plan for joint action filed with the Office of Defence Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,1 and

It appearing that the proposed coordination of operations is necessary in drder to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supercede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedulcs, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of cervice by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the

plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or releace any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order. or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosscute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provicions of such plan shall be available for examination and inspection at all reasonable times by any accredited reprecentative of the Office of Defense Transportation.

6. Withdrawal of a carrier from par= ticipation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Dafense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concarning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective February 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Filed as part of the original decument.

Issued at Washington, D. C., this 29th day of January 1945.

J. M. Johnson, Director Office of Defense Transportation. Afpendix 1

Morris Squire and Irving Cotler, copartners, doing business as S. & G. City Trucking Co., New York City, N. Y.

Joseph Hertzenberg, Isidor Sandman, and Jenny Sandman, copartners, doing business as Sandy Trucking Co., New York City, N. Y. Isidor J. Welsman, New York City, N. Y.

[F. R. Doc. 45-1683; Filed, Jan. 27, 1945; 3:00 p. m.]

[Supp. Order ODT 20A-190]

CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN SARANAC LAKE AND LAKE PLACID, N. Y. AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (heremafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231) a copy of which plan is attached hereto as Appendix 2,1 and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Saranac Lake and Lake Placid, New York. so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered. That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Albany, New York, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-190" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Albany, New York.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

J. M. Johnson, Director Office of Defense Transportation.

Appendix 1

Irvin G. Pelkey, 11 Main St., Lake Placid,

Horace Wilcox, 111 Main St., Lake Placid, N. Y.

Eugene Maguire, 17 Maine St., Lake Placid, N. Y.

Donald Seney, Saranac Lake, N. Y. Aaron Hoyt, Saranac Lake, N. Y. A. R. Brundage, Saranac Lake, N. Y.

[F. R. Doc. 45-1755; Filed, Jan. 29, 1945; 3:20 p. m.]

[Supp. Order ODT 20A-191] CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN LAKE PLACID, N. Y. AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order

ODT 20A (8 F.R. 9231), a copy of which plan is attached hereto as Appendix 2, and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Lake Placid, New York, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are

in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators' possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Albany, New York, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter be-

<sup>&</sup>lt;sup>1</sup>Filed as part of the original document.

comes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-191" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Albany, New York.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

> J. M. JOHNSON, Director

Office of Defense Transportation.

APPENDIX 1

David Blackwell, Lake Placid, N. Y. Robley E. Perkins, Lake Placid, N. Y. Horace Wilcox, Lake Placid, N. Y. Eugene G. Maguire, Lake Placid, N. Y. Irvin Pelkey, Lake Placid, N. Y.

[F. R. Doc. 45-1756; Filed, Jan. 29, 1945; 3:20 p. m.]

> [Supp. Order ODT 20A-192] CERTAIN TAXICAB OPERATORS

COORDINATED OPERATIONS IN MANCHESTER, N. H., AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231) a copy of which plan is attached hereto as Appendix 2, and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Manchester, New Hampshire, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall super-sede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations

affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this order.

6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, Concord, New Hampshire, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-192" and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Concord, New Hampshire.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

> J. M. JOHNSON, Director,

Office of Defense Transportation.

Appendix 1

Robert G. Annan, doing business as Temple Taxi, 10A West Merrimack Street, Manchester, N. H.

Checker Cab Company, Inc., 51 Birch Street, Manchester, N. H.

Ida LeBlond, doing business as LeBlond's Taxi, 35 Lake Avenue, Manchester, N. H.

Blanche Lavigne, doing business as City Taxi, 13 West Central St., Manchester, N. H. Norman A. Pachard, doing business as

Packard's Taxi Service, 522 Maple Street, Manchester, N. H.

Katherine Scare, doing business as Kay's Taxi, 533 Maple St., Manchester, N. H.

John J. Breenshan, doing business as Bresnahan Taxi Service, 301 Spruce Street, Manchester, N. H.

Eugene Guertin, doing business as Gene's Taxi Service, 8 West Central Street, Manchester. N. H.

Donald Richardson, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

Philip J. Fortin, doing hudiness as Gene's Taxi Service, 8 West Central Street, Man-

chester, N. H. Rasul Baucher, doing business as Gene's Taxl Service, 8 West Central Street, Manchester, N. H.

Stanley Wajda, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

Germaine Guertin, doing business as Gene's Taxi Service, 8 West Central Street, Manchester, N. H.

[P. R. Doc. 45-1757; Filed, Jan. 29, 1945; 3:20 p. m.]

> [Supp. Order ODT 20A-193] CURTAIN TAXICAE OPERATORS

COURDINATED OPERATIONS IN FREEFORT, N. Y., AREA

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof (hereinafter called "operators") pursuant to General Order ODT 20A (8 F.R. 9231) a copy of which plan is attached hereto as Appendix 2, and it appearing that the operators propose, by the plan, to coordinate their taxicab operations within the area of Freeport, New York, so as to assure maximum utilization of their facilities, services and equipment, and to conserve and providently utilize vital equipment, materials and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved, and the operators are directed to place the plan into operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the operators shall forthwith file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order.

3. The provisions of this order shall not be construed or applied as to permit any operator named herein to alter his legal liability to any passenger. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing operating authority of any operator named herein, such operator forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of

<sup>&</sup>lt;sup>2</sup> Filed as part of the original document.

this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall Le subject to the operators possessing or obtaining the requisite operating authority.

4. All records of the operators pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination with inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

5. The plan for joint action hereby approved and all contractual arrangements made by the operators to effectuate the plan shall not continue in operation beyond the effective period of this

order. 6. Any operator duly authorized or permitted to operate taxicabs within the area herein described, and having suitable equipment and facilities therefor, may make application in writing to the Highway Transport Department, Office of Defense Transportation, New York, New York, for authorization to participate in the plan. A copy of each such application shall be served upon each of the operators named in this order. Upon receiving authorization to participate in the plan, each such operator shall become subject to this order and shall thereupon be entitled and required to participate in the plan in accordance with all of the provisions and conditions of this order, in the same manner and degree as the operators named herein. No operator who now is or hereafter becomes a party to the plan shall be expelled therefrom or refused participation therein without the authority of the Office of Defense Transportation.

7. Communications concerning this order should refer to "Supplementary Order ODT 20A-193" and, unless otherwise-directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, New York,

New York.

8. This order shall become effective February 6, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 30th day of January 1945.

J. M. Johnson, Director Office of Defense Transportation.

#### APPENDIX 1

Charles Goebel, 258 South Ocean Avenue, Freeport, N. Y. Frank Schwarz, 24 West Lincoln Place, Freeport, N. Y. William Gilbert, 17 Davis Street, Roosevelt, N. Y. Milton Nussbaum, 178 Pine Street, Freeport, N. Y. George W. Batcher, 22 Pearsall Avenue, Freeport, N. Y. Clinton G. Mahoney, 138 East Avenue, Freeport, N. Y. Tessie Kretko, 51 Fredericks Avenue, Freeport, N. Y. William Clark, 130 Centre Street, Freeport, N. Y. Frank Bader, 55 East Raymond Avenue, Roosevelt, N. Y. Richard S. Newhouse, 23 Mount Avenue, Freeport, N. Y. Salvatore Lodato, 193 Jay Street, Freeport, N. Y. Arthur Maieller, 191 County Line Rd., Amityville, N. Y. Edward V. Andrews, 31 East

Avenue, Freeport, N. Y. Daniel Vanderbeck, 12 Smith Street, Freeport, N. Y. Paul Davison, 105 West Market St., Long Beach, N. Y.

[F. R. Doc. 45-1758; Filed, Jan. 29, 1945; 8:20 p. m.]

## OFFICE OF PRICE ADMINISTRATION.

[MPR 260, Order 550]

JOSE PATINO CIGAR FACTORY
AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Jose Patino Cigar Factory, 1710 19th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below.

Brand	Size or front- mark	Pack- ing	Maxi- mum list price	Maxi- mum- retail price
Jose Patino	Sylvia Cadetes	50 50	Per M \$44 40	Cents 2 for 11 5

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesáler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark or domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by \$ 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at

any time.

This order shall become effective January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES, Administrator

[F. R. Doc. 45-1596; Filed, Jan. 26, 1915; 11:49 a. m.]

[MPR 260, Order 551] ROMEO CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Romeo Cigar Company, 919 11th Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below

Brand	Size or front- mark	Pack- ing	Maxl- mum list price	Maxl- mum retail price
Romeo	Corona Special Londres Daniels	83	Per M \$18 44 40	Cents 6 2 for 11 5

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of dometsic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-1597; Filed, Jan. 26, 1945; 11:51 a. m.]

[MPR 260, Order 552]

Mrs. Milton Grosklaus

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Mrs. Milton Grosklaus, Wanbeka, P O. Fredonia, Wisconsin (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below.

Brand	Size of front- mark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
New Alcomo M & L	De Luxe	50 50	Per M \$56 64	Cents 7 8

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1598; Filed, Jan. 26, 1945; 11:51 a, m.]

[MPR 260, Order 553] ROBERT P. DAVIS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Robert P. Davis, 1213 25th Street, Newport News, Va. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or front-mark, and packing of the following domestic eigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or front- mark	Peck- icz	Mexi- mum Lt pree	Maxi- mum retail price
David Special	***************************************	το	Per M \$35	Cents 7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or front-mark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely compatitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other celler (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1353.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 27, 1945. Issued this 26th day of January 1945.

CHESTER BOWLES,

Administrator

[F. R. Doc. 45-1599; Filed, Jan. 26, 1945; 11:51 a. m.]

> [MPR 260, Order 554] Famp Senorita Cigar Co.

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Famp Senorita Cigar Co., 2714½ 12th Street, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below

Brand '	Size or front- mark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Tampa Senorita .	Coronas	50	Per M \$82. 50	Cents 11

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator

[F R. Doc. 45-1600; Filed, Jan. 26, 1945; 11:50 a.m.]

## [MPR, 260, Order 555]

# O. K. CIGAR FACTORY

#### AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) O. K. Cigar Factory, 2518 St. John Street, Tampa, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below.

Brand	Size or front- mark	Pack- ing	Maximum list price	Maxi- mum retail price
0 K	Corona Extra- Corona Special Panetela	50	Per M \$48.00 48.00 101.25	Cents 6 6 2 for 27

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class, may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not >

be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufactuer or the particular wholeseler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,

• Administrator

[F R. Doc. 45-1601; Filed, Jan. 26, 1945; 11:49 a. m.]

#### [MPR 260, Order 556]

# GILBERT VALDES CIGAR FACTORY AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Gilbert Valdes Cigar Factory, 2307½ 2d Avenue, Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below.

Brand	Size or frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail prico
Gilbert Valdes Cigars.	Coronas	w	Per M \$60	Cents 2 for 104

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices

C

are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1602; Filed, Jan. 26, 1945; 11:50 a. m.]

[MPR 260, Order 557] Louis Blumenfeld

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, It is ordered, That:

(a) Louis Blumenfeld, 21 West Washington Street, Bradford, Penna. (hereinafter called "manufacturer") and

wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size er frentmark		1,117.	Mexi- muin muin
Tri-sum	Perfecto Panatella	යග	Pa M SIS US	Cents 7 7

(b) The manufacturer and whole-salers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein result in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufac-turer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic clgars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic clgars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 27, 1945.

Issued this 26th day of January 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-1693; Filed, Jan. 26, 1945; 11:59 a. m.

[MPR 260, Order 546] ROBERT MORGAN & Co.

\* AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260; It is ordered, That:

(a) Robert Morgan & Co., 15th and H Sts. NW., Washington, D. C. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand			 	
La Cenga	Broud	Frentmark	mum Lit	mum retail
		Gran Corones Dukes Fancy Tales Imperials Coronna Perfectes Kings Own Hall Corones Lon Res Special Belvederes Coronias Pareteira Corones Pareteira Corones Pareteira Corones Pareteira Corones Aromeros Reales Gran Corone Dukes Fancy Tales Imperiales Corones Fancy Tales Lon Res Special Lon Res Special Dukes Fancy Tales Lon Res Special Lon Res Special Lon Res Special Lon Res Special Lon Res Special Releved Lon		ſ

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942. price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retaller) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order

are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 26, 1945.

Issued this 25th day of January 1945.

CHESTER BOWLES,
Administrator

[F R. Doc. 45-1512; Filed, Jan. 25, 1945; 11:21 a.m.]

[MPR 260, Order 548]

SAMUEL D. LEWIS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102a of Maximum Price Regulation No. 260, as amended; It is ordered, That:

(a) Samuel D. Lewis, 280 Madison Ave., New York City, N. Y. (hereinafter called "importer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand, frontmark and packing of the following imported cigars at the approximate maximum list price and maximum retail price set forth below

Brand	Frontmark	Pack- ing	Maxi- mum list price	Maxi- mum retail price
Payaso	Aromosos Reales Gran Coronos Dukes Fancy Tales Coronas Kings Own Perfectos	10 25 25 25 25 25 25 25	Per M 750, 00 385, 00 385, 00 368, 50 297, 00 246, 25 246, 25	•33

Brand	Frontmark	Pack- ing	Maximum list price	Maxi- mum retail price
			Per M	
La Conga	Aromosos Reales	10		\$1.00
	Gran Coronos	25	385,00	. 55
	Dukes	25	385.00	. 55
	Fancy Tales	25	368. 50	.50
	Coronos	25	297.00	.39
	Kings Own	25	246. 25	•33
La Rumba	Perfectos Petit Corona	25 25	246. 25 225.00	.33
ra vamoa	Petit Catros	25	223.00	.30
	Loudres Special	.25	211. 17 215. 50	.28 .28
	Belvederes	`50	165.00	22
	Conchas	50	161.50	20
<b>~</b> *	Panatelas	50	135.00	. 17
	Cubinatos	50	95,00	
	Aroiñosos Reales	10	750.00	1.00
	Gran Coronos	25	385.00	. 55
	Dukes	25	385.00	. 55
	Fancy Tales	25	368.50	.50
	Coronos	25	297.00	.39
	Kings Own	25	246. 25	33
To Comes	Perfectos	25	246. 25	•33
La Conga	Petit Corono Petit Cetres	25 25	225.00	.30
	Londres Special	25	211.17 215.50	.28 .28
	Belvederes	50		22
	Conchas	50	161.50	20
	Panetelas	50		.17
	Cubinatos	50		2 for 25
Payaso	Petit Corono	25	225.00	.30
•	Petit Cetres	25	211.17	. 28
	Londres Special	25		.28
	Belvederes	50	165.00	.22
	Conchas	50	161.50	.20
	Panetelas	50		.17
a	Cubmatos	50		2 for 25
Gispert	Cenadores	25	381.00	
	CoronoEspeciales.	25		.39
	Coronas Duquesa	25 25	297.00 297.00	.39
	Nacionals	25 25	195.00	.33
	Petit Corono	- 25		.23
	Lolita	50	161.50	.20
	Panetela	Öä	135.00	177

(b) The importer and wholesalers shall grant, with respect to their sales of each brand and frontmark of imported. cigars for which maximum prices are established by this order, the discounts they customarily granted during March 1942 on their sales of imported cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the importer or a wholesaler during March 1942 on sales of imported cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and frontmark of cigars priced by this order and shall not be reduced. If a brand or frontmark of imported cigars for which maximum prices are established by this order is of a price class not sold by the importer or the particular wholesaler during March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) during March 1942 by his most closely competitive seller of the same class on sales of imported cigars of the same price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and front-mark of imported cigars for which maximum prices are established by this order, the importer and every other seller (ex-

cept a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and frontmark of imported cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260, as amended.

(d) Unless the context otherwise requires, the provisions of Maximum Price Regulation No. 260, as amended, shall apply to sales for which maximum prices are established by this order.

are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective January 26, 1945.

Issued this 25th day of January 1945.

CHESTER BOWLES.

Administrator.

[F. R. Doc. 45-1514; Filed, Jan. 25, 1945; 11:22 a. m.]

[Max. Import Price Reg., Order 00]
BITUMINOUS COAL IMPORTED FROM CANADA
ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of the Maximum Import Price Regulation, It is ordered.

(a) Delegation of authority. The Regional Administrator for Region VIII is hereby authorized to issue orders establishing or adjusting maximum prices at which any importer may buy, receive, sell, or deliver in Region VIII any bituminous coal imported or to be imported from the Dominion of Canada. Such maximum prices must be established in conformity with the standards set forth below.

(b) Purchases by importers. maximum price established or adjusted for the purchase of bituminous coal by the importer from the seller in Canada, computed on an f. o. b. mine basis, shall not exceed the maximum price f. o. b. mine which the seller might charge a Canadian purchaser of the same class plus any amount in the nature of subsidy or bonus or similar benefit which the seller would be entitled to receive from the Canadian Government if he sold for Canadian consumption but is not entitled to receive with respect to sales for consumption in the United States.

(c) Sales by importers. The maximum price established or adjusted for the sale of bituminous coal by the importer shall not exceed the maximum buying price allowed by paragraph (b) plus expenses of importation and plus a markup on total cost not exceeding the discount on minimum prices authorized on sale of similar domestically produced coal by producer to distributor under regulations of the Bituminous Coal Division of the Department of the Interior in effect on August 23, 1943.

(d) Application of maximum import price regulation. The maximum prices

established or adjusted pursuant to the above delegation shall supersede those established by the Maximum Import Price Regulation but all other applicable provisions thereof which are not inconsistent with the provisions of this order or orders issued pursuant to the above delegation shall remain in full force and effect.

This Order No. 68 shall become effective January 29, 1945.

Issued this 29th day of January 1945.

James F. Brownlee, Acting Administrator.

For the reasons set forth in the accompanying Opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328, I find that the issuance of this Order is necessary to aid in the effective prosecution of the war.

Fred M. Vinson, Economic Stabilization Director. [F. R. Doc. 45-1763; Filed, Jan. 29, 1945; 4:09 p. m.]

Regional and District Office Orders.
[Region III Order G-63 Under RMPR 122]
SOLID FUELS IN CUYAHOGA COUNTY, OHIO

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, and notwithstanding any conflicting provisions of said Revised Maximum Price Regulation No. 122, or Order No. G-49 under said Revised Maximum Price Regulation No. 122,

(a) Sales by the City of Cleveland, Ohio to dealers. The City of Cleveland, Ohio, may sell the solid fuel hereinafter listed and described, to any dealer or dealers in solid fuels located in Cuyahoga County, Ohio, at prices not exceeding mine cost, transportation, taxes (if any) and local handling.

it is hereby ordered that:

(b) Sales at retail. Any dealer in solid fuels located in Cuyahoga County, Ohio, may, for the effective period of this order, sell at retail, the solid fuels heremafter listed and described, at retail prices not exceeding those set forth for such solid fuels in this order.

- (c) Description of emergency solid fuel. The solid fuel covered by this order consists of approximately 3,000 tons of coal, partly "egg" and partly "stoker" purchased from various suppliers and mixed in two common stock piles, one "egg" and one "stoker", and originally purchased for the city's own use. Because the intermingling of the various coals makes description by Mine Index Number and source impractical, the coal is classified into two descriptive groups for the purposes of this order, (1) Emergency coal—egg, and (2) Emergency coal—stoker.
- (d) Maxmum prices. The maximum prices for said solid fuel at retail are as follows:

(e) Records. Every dealer who sells any of said solid fuel shall:

(1) Demand, receive, and preserve a drayage receipt from the City of Clevoland, Ohio, for purchases made by him, showing the date, quantity and description of coal as set forth herein.

(2) Furnish every purchaser at retail, a sales slip or invoice showing the date, quantity, and description of the said coal delivered on said sale and including also the appropriate one of the following two statements:

Emergency coal—egg—OPA approved price \$9.15 per ton,

or

Emergency coal—stoker—OPA approved price \$9.50 per ton.

A copy of such sales slip or invoice shall be preserved by said order.

(3) The records required by this section shall be kept readily available for inspection by the Office of Price Administration.

(f) Limitations of order This older shall remain in effect thirty days from the date of issuance, and shall in no event include the sale of any solid fuel by any dealer, which does not specifically meet the requirements established herein.

(g) Except as specifically altered or superseded by the terms of this order, the provisions of Revised Maximum Price Regulation No. 122 shall apply to the sales of solid fuel herein set forth.

This order may be amended, modified or revoked at any time by the Office of Price Administration.

This order shall become effective January 10, 1945.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Laws 383, 78th Cong., E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued January 10, 1945.

BIRKETT L. WILLIAMS, Regional Administrator.

[F. R. Doc. 45-1620; Filed, Jan. 20, 1945; 4:32 p. m.]

[Memphis Order G-3 Under Gen. Order C0]
MALT AND GEREAL BEVERAGES IN TERMESSEE

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Memphis District Office of Region IV of the Office of Price Administration by General Order No. 50 issued by the Administrator of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944, it is hereby ordered:

Section 1. Purpose of order It is the purpose of this order to establish specific maximum prices for malt and cereal beverages including those commonly known as ale, beer and near-beer, either in containers or on draught when cold or offered for sale at retail by any eating, or drinking establishment, either for consumption on the premises or when carried away.

Sec. 2. Geographical applicability. The provicions of this order extend to all eating and drinking places or establishments located within the limits of the following named counties of the State of Tennessee: Bedford, Benton, Carroll, Chester, Coffee, Crockett, Dacatur, Dickson, Dyer, Fayette, Franklin, Gibson, Giles, Grundy, Hardeman, Hardin, Haywood, Henderson, Henry, Hickman, Houston, Humphreys, Lake, Lauderdale, Lawrence, Lewis, Lincon, McNairy, Madison, Marion, Marshall, Maury, Montgomery, Moore, Obion, Perry, Shelby, Stewart, Tipton, Wayne, and Weakley.

Sec. 3. Coiling prices. (a) On and after May 22, 1944, if you operate an eating or drinking establishment, you may not sell or offer for sale any beverage subject to this order at prices higher than the applicable ceiling prices listed in Appendix A hereof. You may, of course, charge lower prices at any time.

(b) If you sell any beverage subject to this order which is not specifically listed in Appendix A hereof, and if you believe that the maximum price specifled under the applicable heading "All other brands not listed above" is not appropriate to such beverage you may make application to the Memphis District Office of the Office of Price Administration requesting that such beverage be specifically included in Appendix A hereof. With or without such application the Memphis District Office of the Office of Price Administration may, at any time and from time to time, add new or unlisted beverages, brands, types or sizes, together with maximum prices for same to the lists set forth in Appendix A hereof.

SEC. 4. How to figure your ceiling prices. (a) This order divides eating and drinking establishments into three different groups and gives each group a different ceiling price. The group to which you belong depends on your legal ceiling prices in effect during the base period of April 4-10, 1943. You must figure the group to which you belong on the basis of your correct legal ceiling prices for that period.

(b) The group to which you belong depends on your legal ceiling prices for the beverage subject to this order in effect during the base period of April 4-10, 1943. If your legal ceiling prices for various brands and types of beverages subject to this order vary so that your ceiling prices on some brands or types seem to place you in one particular group and ceiling prices on others seem to classify you into a different group, you must classify yourself into the particular group representative of the prices at which the greater number of your sales were made. You must figure the group to which you belong as follows:

(1) Group 1 B. Your establishment

(1) Group 1 B. Your establishment belongs to Group 1 B, if during the base period of April 4-10, 1943, your legally established ceiling prices for beverages subject to this order were the same as, or more than the prices listed in Appendix A hereof for Group 1 B establishments.

(2) Group 2 B. Your establishment belongs to Group 2 B, if during the base

period of April 4-10, 1943, your legally established ceiling prices for beverages subject to this order were the same as, or more than the prices listed in Appendix A hereof for Group 2 B establishments, but were less than those provided in Appendix A for Group I B establishments.

(3) Group 3 B. Your establishment belongs to Group 3 B, if during the base period of April 4-10, 1943, your legally established ceiling prices for beverages subject to this order were less than the prices listed in Appendix A hereof for Group 2 B establishments. All establishments not in operation during the base period of April 4-10, 1943, also belong to Group 3 B.

(c) If your eating or drinking establishment was not in operation during the base period of April 4-10, 1943, and, if the nearest similar eating or drinking establishment of the same type is one which is properly classified in Group 1 B or Group 2 B, you may file an application with the Memphis District Office of the Office of Price Administration requesting that your establishment be reclassified into the same group to which its nearest similar eating or drinking establishment of the same type belongs. Until your application is acted upon and your establishment is reclassified, it must retain the classification of a Group 3 B seller, and must observe the ceiling prices as provided for that group in Appendix A hereof. All such applications for reclassification must contain the following information:

(1) Name and address of the establishment and of its owner or owners.

(2) A description of the establishment showing its type (such as night club. hotel, restaurant, tavern) and the date it began operating.

(3) The selling prices by brand name of all beverages sold since the beginning

of its operation.

(4) The names of the three nearest eating and drinking establishments of the same type, and their group number as determined under this order.

(5) Any other information pertinent to such application, or which may be requested by the Office of Price Adminis-

Sec. 5. Filing with War Price and Rationing Board. When you have figured your proper group under section 4 above. you must, on or before June 1, 1944, file with your War Price and Rationing Board a signed statement with the name and address of your establishment, its type (such as night club, hotel, restaurant, tavern) and the group to which it belongs. Thereupon the War Price and Rationing Board will send you a card bearing your group number.

Sec. 6. Modification of prices. After you have determined your group-and have put into effect-the ceiling prices provided in this order for that group, the Office of Price Administration District Director for the District in which your establishment is located may direct you to charge lower ceiling prices:

(a) If, on the basis of your April 4-10, 1943, legal ceiling prices, this order, properly applied, requires you to be placed into a group with lower ceiling prices.

(b) If, as a result of speculative, unwarranted, or abnormal increases, contrary to the purpose of the Emergency Price Control Act, as amended, your legal ceiling prices on April 4-10, 1943, were excessive in relation to the legal ceiling prices of other comparable establishments in the District.

Sec. 7. Exempt sales. The following sales are exempt from the operation of this order. However, unless they are otherwise exempt from price control, they shall remain subject to the appropriate maximum price regulation or order:

(a) Sales by persons on board common carriers (when operated as such) including railroad dining cars, club cars, bar cars, and buffet cars, or sales otherwise governed by Restaurant Maximum Price Regulation 1 (dining car regulation)

(b) Sales by public and private hospitals insofar as they serve to patients.

(c) Sales by eating cooperatives formed by members of the Armed Forces (as, for example, officers' mess) operated as a non-profit cooperative (where no part of the net earnings inures to the benefit of any individual) which sells food items or meals on a cost basis (or as near thereto as reasonable accounting methods will permit) and substantially all sales of which are made to members of the Armed Forces who are members of the cooperative.

(d) Sales where the beverages subject to this order are included in, and sold as part of, a meal and where the price of such beverage is included in the price of the meal. (Such sales remain under Restaurant Maximum Price Regulation

(e) Sales by the War Department or the Department of Navy of the United States through such departments' sales stores, including commissaries, ships' stores ashore, and by stores operated as army canteens, post exchanges, or ships'

activities.

(f) Bona fide private clubs insofar as such clubs sell only to members or bona fide guests of members. Whenever such clubs sell to persons other than members or bona fide guests of members, such clubs shall be considered for all sales an eating or drinking establishment and subject to this order. No club shall be considered to be exempt as a private club, within the meaning of this subparagraph, unless its members pay dues (more than merely nominal in amount). are elected to membership by a governing board, membership committee or other body, and unless it is otherwise operated as a private club.

No club organized after the effective date of this order shall be exempt unless and until it has filed a request for exemption with the District Office of the Office of Price Administration of the area in which it is located, furnishing such information as may be required, and has received a communication from such office authorizing exemption as a private club.

Sec. 8. Evasion. If you are an operator of an eating or drinking establishment you must not evade the ceiling prices established by this order by any type of scheme or device; among other things (this is not an attempt to list all evasive practices) you must not:

(a) Institute any cover, minimum, bread and butter, service corkage, entertainment, checkroom, parking or other special charges which you did not have in effect on any corresponding day during the seven-day period from April 4. 1943 to April 10, 1943, or

(b) Increase any cover, minimum, bread and butter, service, corkage, entertainment, checkroom, parking or other special charges which you did not have in effect on any corresponding day during the seven-day period from April'

4 to April 10, 1943, or

(c) Require as a condition of sale of a beverage the purchase of other items or meals.

Sec. 9. Records and menus. If you are an operator of an eating or drinking establishment subject to this order you must observe the requirements of General Order 50, as well as Restaurant Maximum Price Regulation No. 4-1, either as revised and amended or as may be revised and amended, with reference to the filing and keeping of menus and the preservation and keeping of customary and future records. Among other provisions of General Order No. 50, are the following:

(a) Preserve all existing records relating to prices, cost and sales of food items, meals and beverages;

(b) Continue to prepare and maintain such records as have been ordinarily

kept:

(c) Keep for examination by the Office of Price Administration two copies of each menu used by the establishment each day, or a daily record in duplicate of the prices charged for food items, beverages and meals. If the establishment has customarily used menus, it must continue to do so.

Sec. 10. Posting of prices. If you are an operator of an eating and drinking establishment you must post and keep posted, the ceiling prices of the beverages subject to this order sold by your establishment, either by

.(a) Supplying the customers menus or bills of fare showing the beverages subject to this order which are sold by the establishment; and showing the brand name, quantity and ceiling price of each kind and type of bottled beverage, and the quantity and ceiling price of all beverages sold on draught.

(b) Posting a sign giving the same information as required on menus or bills of fare by subparagraph (a) above. Such a sign must be posted in the establishment at a place where it can easily be read by the customers. If you prefer you may use a similar sign furnished by the Office of Price Administration.

Sec. 11. Posting of group number you operate an eating or drinking establishment selling at retail beverage subject to this order you must post, and keep posted, in the premises a card clearly visible to purchasers showing the group number of your establishment as classified under this order. The card must read "OPA 1B", "OPA 2B", or "OPA 3B", whichever is applicable. You may use the card furnished you for this purpose by the War Price and Rationing Board.

SEC. 12. Receipts and sales slips. Regardless of whether or not receipts have customarily been issued, upon request by any customer at the time of payment, a receipt containing a full description of the beverage sold and the price of same must be issued. Such receipts must show the date of issue and bear the signature of the person issuing same.

If you have customarily issued receipts or sales slips, you may not now discon-

tinue the practice.

Sec. 13. Operation of several places. If you own or operate more than one place selling beverages subject to this order you must do everything required by this regulation for each separately.

SEC. 14. Enforcement. If you violate any provision of this regulation you are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspensions of licenses, provided for by the Emergency Price Control Act of 1942, as amended.

Sec. 15. Licensing. The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. If you are a seller subject to this order your license may be suspended for violation of the license or of the order. If your license is suspended you may not, during the period of suspension, make any sale for which your license has been suspended.

Sec. 16. Relation to other maximum price regulations. This order supersedes the provisions of Maximum Price Regulation No. 259 and the General Maximum Price Regulation insofar as such provisions were applicable to sales at retail by eating and drinking establishments of beverages subject to this order. Sales of beverages subject to this order when sold as part of a meal and when the price of same is included in the meal remain subject to the provisions of Restaurant Maximum Price Regulation 4-1.

Sec. 17. Definitions. (a) "Malt beverage" is any malt beverage produced either within or without the continental United States, and includes those commonly designated as beer, lager beer, ale, porter and stout.

(b) "Cereal beverage" is any beverage produced from cereals either within or without the continental United States and commonly known as "near-beer"

(c) "On draught" means dispensed by a seller at retail from any container of

% barrel or larger size.

(d) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representatives of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(e) "Sales at retail" or "selling at retail" means a sale or selling to an ultimate consumer other than an industrial

or commercial user.

(f) "Eating or drinking establishment" shall include any place, establishment or location, whether temporary or permanent, in which any prepared food item or meal, or any beverage is sold for immediate consumption on the premises

or to be carried away without substantial change in form or substance. However, grocery and other stores that do not sell food items or meals, or beverages for immediate consumption on the premises are specifically excluded from this definition.

(g) "Other definitions" Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in § 1499.20 of the General Maximum Price Regulation, shall apply to the other terms used herein.

Sec. 18. Petitions for amendment. Any person dissatisfied with any of the provisions of this order may request the Office of Price Administration to amend the order. Such petition for amendment must be filed-in pursuance of the provisions of Revised Procedural Regulation No. 1, except that the petition for amendment shall be directed to, filed with, and acted upon by the District Director of the Memphis District Office.

Sec. 19. Taxes. Sellers who are required to pay a Federal Excise Tax on cabarets may add the same to the prices shown in Appendix A, provided such tax is separately stated and collected. Allother Federal and State taxes are included in the prices shown in Appendix A hereof.

Sec. 20. Revocation and amendment. This order may be revoked, amended, or corrected at any time.

Sec. 21. Effective date. This order shall become effective on the 22d day of May 1944.

Note: The reporting and record keeping requirements of this order have been approved by the Bureau of the Budget and in accordance with the Federal Reports Act of 1042

(Public Laws 56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 FR. 7671, E.O. 9328, 8 FR. 4681, General Order 50, 8 FR. 4308)

Issued at Memphis, Tennessee, this the 20th day of May 1944.

W. C. MANLEY, Jr., District Director.

## APPENDIX A

### GEOUP 1 B

Brand or trade name	Maximum bat	Maximum price per battle		
Estable Co Walle Establish	12-cumco	C2-cueco		
Ballantine Ale_ Barbaressa Barbaressa Birk's Trophy Budweiser Carta Blanca Donn's Export Beer and Ale_ Kingsbury Fale Koller's Topas. Pabet Blue Ribton Peerless Amber. Schlitz. Silver Fex DeLuxe. Van Merritt Van Merritt Sounce glass 63 10-ounce glass 12 12-ounce glass 15 14-ounce glass 17 16-ounce glass 17	สถผล าสถ	Cents 45 45 45 45 45 45 45 45 45 45 45 45 45		

Sellers who are required to pay a Federal Excle Tax on cabacets may add came to above price if such tax is separately stated and collected.

Group 2 B

Bran 1 or trade name	Maximum bot 12-0unce	a principus ide 32-cames
Ballantina Ala. Barkar an Barkar an Barkar an Barkar Tropsy Budweler Carta Harm Derana Lagert Revent Ala. Kimbure Pola Roller's Pela Roller's Pela Roller's Pela Roller's Pela Roller's Period	3888888 8	C

Follow who are required to poy a Fullmal Exact Tax on entereds may all same to above prices a cult. tax is separately stated and collected.

#### Group 3 B

Brand or trade name	Maximum pricepir kotsi.		
assume to ecological	12-campe	32-01E32	
Ballantine Ale. Barbaretta. Birkia Trophy Budwelter. Carta Blanca. Denau's Englant Beer and Ale. Kingsbury Fale. Kelter's Office. Feethers Amber. Schlitz. Silver Fee De Luxe. Van Alemit. All other brands not Love I above. Brought beer. Seding plant. Sedi	Cents IT IT IT IT IT IT IT IT IT IT IT IT IT	Cents Control of the	

Ecliero who are required to pay a Federal Excles Tax ca cabareto may add came to other passes if such tax is experitely stated and collected.

[F. R. Dir. 45-1623; Filed, Jan. 26, 1845; 4:83 p. m.]

[Region VI Order G-3 Under MPR 154, Amdt. 2]

ICE IN MILWAUKER COUNTY, WIS.

For the various reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1393.8 of Maximum Price Regulation No. 154, as amended, It is hereby ordered, That Order No. G-3 be and the same is hereby amended in the following particulars:

amended in the following particulars:
(1) The heading of column 1, on page
2, to read as follows: "Maximum prices
of ice to remain in effect until January
31, 1945."

(2) The heading of column 2, on page 2, to read as follows: "Maximum prices of ice to be in effect on and after February 1, 1945."

This order shall become effective January 1, 1945.

(56 Stat. 23, 765; 57 Stat, 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 30th day of December 1944.

RAE E. WALTERS. Regional Administrator

[F R. Doc. 45-1621; Filed, Jan. 26, 1945; 4:33 p.m.]

[Region VII Rev. Order G-8 Under 18 (c), Amdt. 4]

#### FLUID MILK IN WYOMING

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.75 (a) (9) (i) (a) (1) (iv) of Supplementary Regulation 15 to the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this Amendment No. 4 is issued.

1. Notwithstanding anything to the contrary contained in Revised Order No. G-8 and Amendments Nos. 1, 2, and 3 thereto, maximum prices for milk sold in glass or paper containers at wholesale and at retail in the Town of Midwest, Natrona County, Wyoming, and in all that area contained within a radius of 20 miles therefrom, shall on and after the effective date of this Amendment No. 4 be as follows:

	-		Retail		
In glass bottles or paper con- tainers	Grade	Whole- sale	Out of store	De- livered at home	
½ pintsQuarts ½ gallonsGallons	Approved do do	Cents 4½ 12½ 23 47	Cents 14 24 51	Cents 14½ - 25 54	

2. Effective date. This Amendment No. 4 shall become effective on the 16th day of January 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 16th day of January 1945.

RICHARD Y. BATTERTON, Regional Administrator

[F. R. Doc. 45-1618; Filed, Jan. 26, 1945; 4:31 p. m.]

[Region VII Order G-26 Under RMPR 122, Amdt. 251

SOLID FUELS IN DENVER, COLO., REGION

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1340.259 (a) and 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 25 is issued.

1. The only part of Order No. G-26, as amended to date, that is affected by this Amendment No. 25 is amended Appendix XXXII, as amended by Amendments No. 21 and No. 22.

2. Amended Appendix XXXII, as amended, is hereby redesignated Revised Appendix No. XXXII, and made to read as follows:

#### REVISED APPENDIX XXXII

SOUTH CENTRAL UTAH TRADE AREAS.

(1) To what sales this revised Appendix XXXII applies. This revised Appendix XXXII applies only to sales made by dealers in the South Central Utah Trade areas, described as follows:

(i) Salina trade area, which means all that area within the boundaries of the municipality of Salina and a distance of six

miles beyond at all points.

(ii) Richfield trade area, which means all that area lying south of a line drawn north and south through a point six miles north of the Town of Sigurd and within a distance of six miles on either side of United States Highway No. 89 to a line drawn east and west through a point six miles south of the Town of Sevier Junction.

(iii) "Marysvale trade area," which means all that area within the boundaries of the municipality of Marysvale and a distance of

ten miles beyond at all points.
(iv) "Junction trade area," which means the Towns of Kingston, Circleville, and Junction and a distance of eight miles beyond the corporate limits of the Town of Junction at all points.

(v) "Panguitch trade area," which means all that area contained within Garfield

County.

(vi) "Kanab trade area," which means all that area within the Town of Kanab and a distance of three miles beyond the corporate limits thereof at all points.

(vii) "Beaver trade area," which means all

that area within the Towns of Cove Fort, Beaver, and Minersville and a distance of five miles beyond the corporate limits of each at all points, and all that area between any two of said towns lying within a distance of five miles on either side of United States Highway No. 91 and State Highway No. 21.
(viii) "Parowan trade area," which means

all that area within the Town of Parowan and a distance of five miles beyond the corporate

limits thereof at all points.
(ix) "Cedar City trade area," which means all that area within the boundaries of the Town of Cedar City and a distance of five miles beyond the corporate limits thereof at all points.

(x) St. George trade area," which means all that area within Washington County of the State of Utah.

(3) Relation to other orders. This revised Appendix XXXII supersedes amended Appendix XXXII, as amended.

(4) Specific maximum prices. If you are a dealer and sell in any one or more of the South Central Utah Trade Areas, delivered by truck direct from the mine or from your yard, any one or more of the kinds and sizes of coal named in this revised Appendix XXXII, your maximum prices therefor are those set forth in the following:

TABLE OF MAXIMUM PRICES

,	8" and 10" lump A	3" lump, 10" x 3" and 8" x 3" -tove B	156" lump C	3" x 156" nut	1" 6" and 1%"x0" slack	1" x Mo" cercened slack
Bitummous coal produced in district 20, subdistrict 1, Castlegate: Salina trade area: Price per ton	7.90 9.00 9.65 10.35 12.45 10.30	7. 35 7. 76 8. 85 9. 40 10. 20 12. 30 10. 15 11. 20 11. 75 13. 40	\$ 7.16. 7.05 8.03 9.20 10.00 12.10 0.93 11.00 11.05 13.20	\$ 6.40 6.80 7.00 7.00 9.25 11.35 9.20 10.25 10.80 12.20	\$ 5, 20 6, 30 7, 40 7, 93 8, 76 10, 15 8, 00 9, 00 11, 25	\$19,40
Iron County mines  Cedar City trade area: Price per ton  St. George trade area: Price per ton  Kane County mines		*********	7.20 9.20	***********	5, 20 7, 20	********
Kanab Trade Area: Price per ton: In 5-ton lots or more In less than 5-ton lots			7.50 8.20		8,65 0 00	444444444

(5) Letter designation. For record-keeping purposes, the letter designation hereinabove set forth may be used to show the kind of solid fuel sold.

(6) Special service charges. If, in connection with the sale and delivery of coal made by you in any one or more of the South Central Utah Trade Areas, you, at the request of the purchaser, perform any one or more of the special services set forth below, the maximum prices which you may charge for such services are as follows:

	C1 6016
Wheel-in	<b>\$0.50</b>
Pull-back or Trimming	
Carrying up or down stairs	1.00
Oil or chemical treatment (slack	
only)	.85

Less than 1-ton deliveries shall be the proportionate amount of the ton price plus 50¢.

3. Effective date. This Amendment No. 25 shall become effective on the 17th day of January 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

RICHARD Y. BATTERTON. Regional Administrator

[F. R. Doc. 45-1619; Filed, Jan. 26, 1946; 4:32 p. m.]

[Region VIII Rev. Order G-3 Under RMPR 2511

INSTALLED COMPOSITION ROOFING AND SIDING IN ARIZONA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, It is ordered, That Order No. G-3 under RMPR No. 251 be amended and revised in its entirety to read as follows:

- (a) Geographical applicability. This order shall apply in the State of Arizona, except those portions of Coconino and Mojave Counties lying north of the Colorado River.
- (b) Maximum prices. The maximum prices of any seller whose principal place of business is located in the above described area, or who sells the following materials in that area on an installed basis are established as follows:
  - (1) Installed roofing.
  - (i) Composition roofing.

Maximun	n price
(per squ	are of
Item 100 sq.	ft.)
1. 210# Thickbut shingles nailed	
	\$12. CO
2. 165# Evertite patented shingles,	
nailed and welded	12.00
3. 168# Hexagon shingles, nailed	
on	10.00
4. 150# Staplelox shingles, nailed	
on	10.00
5. 130# Dutch lap composition	
shingles, nailed on	8.50
6. 105# Shadowpoint, diamond-	
point, gothic point roll roofing,	
nailed on	7.00
7. 90# Roll composition mineral	
surface, nailed on	5.50
8. 90 # Rolled slate mopped on old	
composition roof	6.50
9. 90 # Asbestos flexstone, nailed on.	7.00
10. 30# Asphalt felt nailed on, plus 2	
lavers 20# aspestos leit, each	
mopped on 11. 45 # Asbestos felt, nailed on, plus	10.00
11. 45# Asbestos felt, nailed on, plus	
1 layer 15 ≠ asbestos felt,	
mopped on	8.50
12. 4 layers 15# or 20# asbestos felt,	
each mopped over preceding	10.00
layers	13.00
13. 30# Asphalt nailed on plus 3-ply	0.00
90# slate, mopped on	9.00
14. 30# Asphalt felt nailed on plus	F 40
20# asbestos, mopped on	7.40
15. 30# Asphalt felt nailed on plus 1	
layer 55	m 75
on	7.75
16. 55# Asphalt nailed on plug 90#	<b>*</b> 0 <b>*</b> 0
aspestos flexitone mopped on	10.50
17. 45# Asbestos felt mopped over 1	0.00
layer 30# asphalt felt	8.00
18. 58# Split sheet mopped over 58#	0 50
split sheet	8. 50
19. 65# Alumni-shield or whitetop	0 50
mopped over 30 # asphalt felt	9.50
20. 55# Asbestos whitetop nailed on.	7.00
21. Hot Asphalt glazing of old com-	0.00
position roofs	2.00

If the pitch of the roof is more than a rise measured vertically of one foot in each three feet of horizontal dimension, the above prices may be increased by £0.85 per square.

For additional layers of material the foregoing prices may be increased by the amounts shown in Items 22-27:

22. 1 extra layer 15# asphalt felt, \$2.00 mopped on\_ 23. 1 extra layer 30# asphalt felt, 2.50 mopped on . 24. 1 extra layer 45# asphalt felt, 3.00 mopped on \_. 25. 1 extra layer 15# or 20# asbestos felt, mopped on..... 2.60 26. 1 extra layer 45# asbestos felt, 3,60 mopped on ... 27. 1 extra layer 60# or 65# asbestos

The above prices cover installed sales of these materials applied according to the

4.45

felt, mopped on\_\_\_\_\_

manufacturer's specifications and includes nails, mastic and flaching around chimneys and vents.

(ii) Flashing: Other than around chimneys and vents.

PCT IIIIE	.ಬಾ ಕ್ರಾಂಡಿ
4" Galvanized flashing	Ç0.03
6" Adobe and plastic flashing	. 10
1" x 2" binder	.67
Kick strip	.05
Asbestile #2-ply flashing J. M. speci-	
fications 10%" wide	.15
2-ply flashing J. M. specifications 16"	
wide	.20

(2) Installed siding.	
Maximum pri	ce
Item (per equare of 100:	eq. [t.)
1. Rigid esbestos chingles	821. CO
2 Rigid asbestos siding or 🖏" com-	
position siding with imitation	
brick or stone pattern	22.00
3. Roll or flat composition siding	
(imitation brick or stone pat-	
c tern)	9.00
Additions for extras	
4. For 15# or 30# Asphalt felt under-	
lay, add	1.00
5. For each square cut to cover bay	
windows or other projections,	
add	1.00
6. For each square applied to any	

excess of 4 in one building (for siding Item (2) only), add\_\_\_\_\_ 3.60

The above prices cover installed cales of these materials applied according to the manufacturer's epecifications and includes nails, mastic and 4 corner heads in the case of composition siding.

story above the first story, add ...

•7. For each exterior corner bead in

5,00

(3) Additions applicable to both roofing and siding. For any job requiring less than five squares, the foregoing prices may be increased by 10 percent.

Any construction work such as the removal of old wooden shingles, the installation of new sheathing, metal valley, gable ends, etc., necessary to be performed in connection with the installed sale of roofing or siding may be charged for in addition under provisions of Revised Maximum Price Regulation No. 251. Such charges must be separately shown on the invoice.

On jobs more distant than ten miles from the establishment of the applicator, a charge of \$0.10 per mile per man employed on the job may be added to the foregoing prices.

the foregoing prices.

(c) Definitions. "Mopped on" or "mopped over" as used in this order means applied over another layer of roofing by means of a continuous membrane of asphalt which has been liquefied by heat.

(d) Quoting a "guaranteed price" seller may offer to sell a roofing job covered by this order on the basis of a guaranteed price, the seller agreeing to charge a fixed amount: Provided, however That such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. Upon completion of the contract and before final payment, if requested by the purchaser, the seller must furnish the purchaser with an itemized statement showing the number of square feet and the weight, type, and unit price of each category of roofing and an explanation of the amount for incidental work.

(e) Notification to purchasers. Every person making sales subject to thus order shall certify on his invoice or sales tag that the price charged does not exceed the price permitted by this Revised Order No. G-3 under Revised Maximum Price Regulation No. 251.

(f) For any combination or types of roofing materials which cannot be priced according to the above schedule, an application for a price may be made in writing to the Office of Price Administration, Phoenix District Office. The Regional Administrator will authorize a pricing method either by letter or amendment to this order.

(g) The prices established by this order supersede those provided by sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, except to the extent they are inconsistent herewith, the other provisions of Revised Maximum Price Regulation No. 251 apply to this order.

(h) Any practice or device which results in a higher price to the purchaser than is permitted by this Order No. G-3 is as much a violation as an outright over-ceiling charge and subjects the seller to the penalties provided by section 16 of Revised Maximum Price Regulation No. 251.

(i) This order may be revised, amended, or revoked by the Office of Price Administration at any time.

(j) This Revised Order No. G-3 shall become effective January 25, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 363, 78th Cong., E.O. 9250 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAILD, Regional Administrator.

[F. R. Dor. 45-1630; Filed, Jan. 26, 1945; 4:36 p. m.]

[Region VIII Order G-3 Under MPR 418, Revocation]

Fresh Fish and Scapood in San Francisco Region

For the reasons set forth in the accompanying opinion and pursuant to the authority vested in the Regional Administrator by section 20 (a) of Maximum Price Regulation No. 413, as amended, Order No. G-3 under Maximum Price Regulation No. 418, as amended, is hereby revoked.

This order shall become effective January 13, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9259, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 13th day of January 1945.

George Monchaesch, Acting Regional Administrator.

[F. R. Doc. 45-1623; Filed, Jan. 25, 1945; 4:35 p. m.]

[Region VIII Order G-5 Under Rev. Supp. Service Reg. 19]

OIL BURNER AND STOKER SERVICES IN SEATTLE, AND TACOMA, WASH., AREAS

For the reasons set forth in an accompanying opinion and pursuant to au-

thority conferred upon the Regional Administrator by § 1499.671 (o) of Revised Supplementary Service Regulation No. 19 of Revised Maximum Price Regulation No. 165, It is hereby ordered:

(a) For the purposes of Revised Supplementary Service Regulation No. 19, the Seattle City area is that area which lies entirely within the confines of King County, Washington, and the Tacoma City area is that area which lies entirely within the confines of Pierce County, Washington.

(b) Any supplier of oil burner services and stoker services covered by this order shall also be subject to all the provisions and requirements contained in Revised Supplementary Service Regulation No. 19.

This order shall become effective January 18, 1945.

Issued this 13th day of January 1945. (56 Stat. 23; 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

George Moncharsh, Acting Regional Administrator.

[F. R. Doc. 45-1628; Filed, Jan. 26, 1945; 4:35 p.m.]

[Region VIII Order G-6 Under Rev. Supp. Service Reg. 19]

OIL BURNER AND STOKER SERVICES IN SAC-RAMENTO, CALIF., AREA.

For the reasons set forth in an accompanying opinion and pursuant to authority conferred upon the Regional Administrator by § 1499.671 (e) of Revised Supplementary Service Regulation No. 19 of Revised Maximum Price Regulation No. 165, It is hereby ordered.

- (a) For the purposes of Revised Supplementary Regulation No. 19, the area included in the City of Sacramento, California, is all the territory within the corporate limits of Sacramento, North Sacramento and Washington; all the intervening territory northward to and including the areas known as Hagginwood and Del Paso Heights; all the territory westward to and including the town of Bryte; all the territory lying between the southerly limits of Sacramento and Fruitridge Road, and eastward to the Southern Pacific Railroad tracks, and including those areas known as Sierra Oaks, Sierra Oaks Vista, and West Sacramento.
- (b) Any supplier of oil burner services and stoker services covered by this order shall also be subject to all the provisions and requirements contained in Revised Supplementary Service Regulation No. 19.

This order shall become effective January 22, 1945.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 78 Cong., E.O. 9250, 7 F.R. 7681, E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAIRD, Regional Administrator

[F. R. Doc. 45-1625; Filed, Jan. 26, 1945; 4:35 p.m.] [Region VIII Order G-7 Under Rev. Supp. Service Reg. 19]

OIL BURNER AND STOKER SERVICES IN SAN FRANCISCO AND OAKLAND, CALIF., AREA

For the reasons set forth in an accompanying opinion and pursuant to authority conferred upon the Regional Administrator by § 1499.671 (e) of Revised Supplementary Service Regulation No. 19 of Revised Maximum Price Regulation No. 165; It is hereby ordered.

(a) For the purposes of Revised Supplementary Service Regulation No. 19, the San Francisco and Oakland, California, area consists of all that territory included within the legal boundaries of San Francisco, South San Francisco, Daly City, Colma, Oakland, Alameda, Berkeley Albany El Cerrito, Emeryville, Piedmont, Richmond and San Leandro.

(b) Any supplier of oil burner services and stoker services covered by this order shall also be subject to all the provisions and requirements contained in Revised Supplementary Service Regulation No. 19.

This order shall become effective January 22, 1945.

(56 Stat. 23, 765, 57 Stat. 566, Pub Law 383, 78th Cong., E.O. 9250, 7 F.R. 7681, E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAIRD, Regional Administrator

[F. R. Doc. 45-1624; Filed, Jan. 26, 1945; 4:34 p. m.]

[Region VIII Order G-14 Under 3 (e) (2)]

Norge Gas Range Sales in California

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (e) (2) of the General Maximum Price Regulation, It is hereby ordered.

(a) The maximum price for sales to retailers and at retail of Norge Gas Range, Model N401, with oven heat control, by sellers subject to the General Maximum Price Regulation, who cannot determine their maximum prices under § 1499.2 of the General Maximum Price Regulation, shall be as follows:

(1) To retailers, \$35.00, including Excise Tax, f. o. b. San Francisco or Los Angeles, terms net 30 days.

- (2) At retail, \$138.00, including Excise Tax, less discounts, allowances and price differentials no less favorable than those customarily granted by the seller; this price includes installation services and all other services customarily furnished by the seller on sales of similar commodities during March, 1942.
- (b) This order shall apply to sales in the State of California.
- (c) This order may be corrected, amended, or revoked at any time.
- (d) This order shall become effective January 22, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 883, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 17th day of January 1945.

CHAS. R. BAIRD, Regional Administrator

[F. R. Doc. 45-1626; Filed, Jan. 26, 1945; 4:35 p. m.]

[Region VIII Order G-16 Under RMPR 333] SHELL EGGS IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by section 3.3 (a) of Revised Maximum Price Regulation No. 333; It is hereby ordered.

(a) The adjusted maximum price of currently produced, clean, current receipt shell eggs, containing no visible checks, produced and sold and delivered in the State of Oregon (except Malheur County) or in the State of Washington west of the crest of the Cascade Range, by a producer to any buyer (other than an ultimate consumer), shall be as follows, according to their minimum weight specifications:

Adjusted maximum price	Minimum weight		
	Per doz.	Per 30 doz.	
Maximum price of large Grade A cggs less 5¢ per doz	Ounces 24 21	Pounds 40	
Maximum price of small Grade A eggs less of per doz	1 21	146	

1 Less than.

(b) Definitions. For the purposes of this order:

(1) "Current receipt eggs" means shell eggs subject to Revised Maximum Price Regulation No. 333 whose interior grade has not been determined and which have not been placed in storage;

(2) All other words and phrases bear the definitions stated in Revised Maximum Price Regulation No. 333 unless the context clearly requires otherwise.

(c) This order may be revoked, amended, or corrected at any time.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

This order shall become effective on January 18, 1945.

Issued this 11th day of January 1945.

George Moncharsh, Acting Regional Administrator.

[F R. Doc. 45-1627; Filed, Jan. 26, 1945; 4:35 p. m.]

[Spokane Order G-67 Under 18 (c), Amdt. 2]

FIREWOOD IN DOUGLAS, GRANT, AND OKANO-GAN COUNTIES, WASH.

(a) For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Spokane District Office of the Office of Price Administration by § 1499.18 (c) as amended, of the

General Maximum Price Regulation and Order of Delegation No. 34 under General Order No. 32, It is hereby ordered, That paragraph (b) (2) of Amendment No. 1 to Regional Order No. G-67 be amended as follows:

(b) The maximum price in the City of Waterville for mill slabwood 16" lengths or shorter f. o. b. the dealer's premises shall be:

Per cord
For green wood\_\_\_\_\_\_\_\$10.50
For dry wood\_\_\_\_\_\_\_\_11.50

(c) If in March, 1942, the seller had an established practice of giving allowances, discounts, or other price differentials to certain classes of purchases, he must continue such practice, and the maximum prices fixed by this order must be reduced to reflect such allowances, discounts, and other price differentials.

(d) Lower prices than the maximum prices established by this order may be charged, demanded, offered, or paid.

(e) Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of salo, which shall show.

(1) The date of sale.

(2) The name and address of the buyer and seller.

(3) The quantity of firewood sold.

(4) Description of firewood sold, in the same manner as it is described in this order. (This shall include the kind of wood, i. e., hard, soft or mixed, and length of pieces of wood.)

(5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated)

(6) The total price of wood. On the invoice or memorandum, a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying and stacking, and the charge made for each such service. The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be made

available for inspection by the Office of Price Administration.

(f) Violations of this order shall subject the violator to all of the criminal and civil penalties provided by the Emergency Price Control Act of 1942, as amended.

(g) This order may be revoked, amended, or corrected at any time. The record-keeping provision of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. This order shall become effective upon its issuance.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong., E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Dated: January 3, 1945.

Dive S. Comi,
District Director.
Jay J. Kalez,
District Administrative Officer.

[F. R. Doo. 45-1622; Filed, Jan. 26, 1945; 4:33 p. m.]